

25 Hen VIII 25 Jan 1533/34 - 30 March 1534

ANNO XXV.
HENRICI
VIII.



ACTIS MADE
IN THE SESSION OF

THIS PRESENT PARLIAMENT

holden upon procreation at West-

minster the xxv. daye of Januarye,

In the xxv. yere of the reigne of our moste noble so-

veraigne lordes Spurge HENRY the .viii. and

there continueth and beite telleth

the xx. daye of Marche than

next ensuing to the ho-

me of god and

• holy Church,

and for

the

common weale and profyte

of this his realme,

• LONDINIO

IN OFFICINA THOMAE JARRE

THELETI TYPIS

IMPRES

CUM PRIVILEGIO AD IMPR

MENDVM SOLEM

• RABBIT 21/11

9

TABVLA

In acte concerning graffers and bouchers.	Cap. i.
In acte of proclamation to be made concerning byctuals.	Cap. ii.
In acte concerning standyng mout and peremptorie challenge.	Cap. iii.
In acte agaynst forsailling and regatynge of spye.	Cap. iiii.
In acte for callingyng of wofolles.	Cap. v.
In acte for punishment of the byce of buggerye.	Cap. vi.
In acte agaynst kylling of your spawne of fye of peles and salmon.	Cap. vii.
In acte concerning payng of Holburne and other pavmentes within the ctye and suburbs of London.	Cap. viii.
In acte concerning the byce of chivalrye.	Cap. ix.
In acte concerning the byce of chivalrye of fencers.	Cap. x.
In acte to avoide by fiction of byt folow.	Cap. xi.
In acte concerning the attyng of Elizabeth Barton and othe, whiche under the colour of hypocryse, dissimuled sanctitie, and false sayned myracles traitorously intended to bestrope our soveraigne lord the kyng, and to deprive him of his realme and bygnitie royal.	Cap. xii.
In acte lymytynge what nymbe of hewe may be lye, occupe, and have in theyr owne posselion at one tyme.	Cap. xiii.
In acte for punishment of heresye.	Cap. xiiii.
In acte concerning printers and bynders of bokes.	Cap. xv.
In acte that every iuge of the high courtis and certayne othe may have one chapleyn beneficed with cure.	Cap. xvi.
In acte concerning shotyn in crossbowes and handgunnes.	Cap. xvii.
In acte concerning clothiers or makers of wollen clothes within the ctye of Wyncestre.	Cap. xviii.
In acte concerning the submissioun of the clergie to the kynges maieste.	Cap. xix.
In acte restraynyng the payment of annatis of spall scriptis to the byshop of Rome, and of the electynge and consecratynge of archbischoppes and byshoppes within this realme.	Cap. xx.
In acte concerning the exoneratioun of the kynges subiectes from exactions and impositions heretofore payde to the sea of Rome: and for hangynge licenses and dispensacions within this realme, withoute charge further for the same.	Capitulum.
In acte declarynge the establisshment of the succession of the kynges moche royal maieste in the imperyall crowne of this realme.	Cap. xxi.

FINIS TABVLAE.

27-106, 7

ANNO.XXV. HENRICI OCTAVI.

In acte concerninge Beasfens and beas-
thers. Capitulo. I.



Whereas bynners and sundrye actis and statutes have late-
lye bene made and establisshed within this realme, for pro-
tection of the common welthe of the same: amonges
whiche the acte for sellynge of beeste, mutton, beale,
and porke by weyghte is so necessarie for the preserva-
tion of the poverte of the same, that it maye in no wise
be forgoyn. And for as muche as sundrye auctorite-
es are gyven by the sayde acte to the Justices of peace, mayres, bayliffes,
sheriffes, and other officers, referred in the same acte, for to punishe of-
fenders and such other as well not selle by weyghte, accordynge to the
force of the sayde acte. And the bouchers and other offenders perceyvinge
thereof, notte dysadyng the dysolation of the sayde acte, nor the puny-
shementes conteyned in the same acte, have byfullie and obdurate-
lye contempned and offended the sayde acte, and wolle in no wise stille af-
ter the same, to the hyghe dyspleasure of the kynges byghenesse, in con-
tempt of his sayde lawes, and to the greaite detrimente of the common
welthe of this realme. Be it therfore further enacted by auctorite of this
pouerte parliament, that from the xx. daye of Februarye, in the yere of oure
lord god. M.D. XXV. it shall be lawfull to all and euerye mayres, shy-
riffs, constables, bayliffes, and other gouernours of cyties, boroughes,
and market townes, as well, within the libertyes as without, to whome any
complaynte shall be made of or bypon anye boucher, his wyfe, seruantes, or
other his ministers, refuysinge to selle the sayde byctuals, by true and lawfull
weyghte, accordynge to the tenoure of the sayde acte heretofore made: nor
euer to comynge euerye suche boucher, and other suche offenders, to warde,
nor to remayne withoute baile or maynpryse, bypille suche tyme as they
or euerye of them shall haue payde all the forfaytes and penalties: com-
pound in the sayde former acte, but also euerye of the sayde mayres, and other
officers aforesayde, and theyr deputies, shall immediatelye selle and better,
or cause to be solde and bettered for curre monye, by true weyghte, all suche
byctuals so refused to be receyved and solde by true and lawfull weyghte, ac-
cordynge to the effecte of the sayd former acte, deliuerynge alwayes the money
first comynge, vnto the owners of the same byctualles: whiche shal be
lawfull and for euer excluded to haue any action, suyte, or demand
bypille anye suche mayre, or other officers or theyr deputies for sellynge or
buyynge of the sayde byctualles, by true and lawfull weyghte, in forme as
aforesayde, or for anye other cause or thyng concerninge the same: Except
only for the money receyued for the same byctualles, as it be not bypon rea-
sonable request therof to be made payde, or restored without delaye:
And to the intente that the bouchers frome tyme to tyme, maye be the more
paye and able to better and selle the sayde byctualles by true and lawfull
weyghte.

Weyght: It is further ordeyned, establishyd, and enacted, by the auctorite
of our sayde, that every owner, grasper, fermour, byder, byoner, and byog-
ger of this realme, whiche after the sayde daye shall have any bestes, man-
ners, houses, or pothens, fatts and hepts to be solde for mannes meate, shall
at all tymes, when so ever anye boucher or bouchers, or other person or
personnes, shall callyste to them to bye the same to be kylled or retayled a-
gayne by lawfull weyghte, shall make sale of theyr sayde cattails to any
suche boucher or bouchers, as wylle bye the same to be retayled by lawfull
weyghte, as is aforesayde, at suche reasonable price or prices: And as the
sayde bouchers or others, alwayes maye retayle the same agayne by law-
full weyghte, as is aforesayde, accordyng to the effecte of the sayde former
acte, made for the seylinge of flesh by weyghte. The sayde bouchers alwayes
payenge for the same cattails redy money in hande, or at suche dayes as the
owners of the sayde cattails maye be agreed withall. And if the sayde own-
ers, graspers, fermours, byders, byoners, and byoggers, or anye of them,
at anye tyme or tymes after the sayde xx. dayes of Februarye, shall refuse to
sette anye suche reasonable price, and to make sale of theyr sayde cattails, as
fourtime aforesayde, to the boucher or bouchers, or to anye other person or
personnes that wylle bye and kille, and retayle the same agayne by lawfull
weyghte (as is aforesayde) that then everye Justyce of peace, within the
counties of his commyttyon, inhabytyng next unto the place, where such
refusall shall be made: And waytes or daytes of other places comynall
upon comynallt to be made to him or them therof, by anye boucher or bou-
chers, or other whiche wolde bye the sayde cattails to selle agayne (as is
aforesayde) shall have full power and auctorite, by vertue of this pre-
sente acte to byette his or theyr precepte, under his or theyr seale, as
to fourte, thye, or two honeste, discrete, and indifferente personnes, not
beinge fermours, tenants, or servauntes to the owners of the sayde
cattails, commaundynge them by the same, to sette and take the sayde
prices indifferentlye betwene the sayde parties, in suche discrete wyse,
as in aforesayde shall be no lesse in bytteringe the fleshe of the same cattail
agayne by lawfull weyghte. And if anye owner, fermour, grasper, byder, or
byogger, as is aforesayde, or anye of the sayde towne, thye, or two indifferente
personnes, so to be appoynted by the sayde Justices, Waytes, or Daytes,
or by anye of them, at anye tyme, after the sayde daye, refuse to obeye and
personallye the comonde of the sayde precepte, or to byte and selle theyr cattail
of lyke nature as is above scribed, in fourtime aforesayde, that thenne all
and everye the sayde owners, fermours, graspers, byders, byoners, and byog-
gers, and also the sayde towne, thye, or two indifferente personnes, and a
curre of them, makinge anye suche refusall or denyalle, or nott obey-
ing, or not obeyinge the same, yf hit be within .xl. dayes before anye of
the fourte times of yearlye exceptyngs or bypynge the salmes of this realme,
shall be and be taken to be felons, and shall be hanged by the necke, and
their bodies shall be divided into foure partes, and everye part shall be
hanged in some towne, city, or burgh, at the discretion of the Justices of
the peace, within the county, where the same offence shall be committed.

HENRICI OCTAVI.

shall be commanded by anye of the sayde Iustices, mayres, or bayliffes, every such offender upon paine of .xl. poundes, personallie to appeere before the kinges bygonen, and the lordes of his moste honourable counsaile in the nexte chamber at Westmynster, or other place of theyr common assamble, in the nexte nexte insynge the same foxtye dayes, there to make sweare and abyde suche further punishmente, as shall be thoughte mooste convenient by the discretion of the Chancellour of Englonde, the Treasourer of Englonde, and other the lordes of the sayde counsaile for the tyme beinge, for theyr sayde refusall or other theyr sayde offence. And yf anye such offence or refusall shall happen to be committed, in foume aforesayde, duringe tyme of anye of the sayde foure termes: then lyke monition, precept, and certificate shall be made by anye of the sayde Iustices, Mayres, or Bayliffes, in foume before rehearsed, at the nexte terme after foxtyng. And yf that anye tyme after the foxtysayde twenty dayes of foxtynge, anye of the sayde Iustices, or Mayres, or Bayliffes of places incorporated, upon any complaint sh to be made to them, or to any of them shewinge aforesayde, do not in tyme and place convenient, upon reasonable requeste shewinge his precepte unto suche foxtye, three, or two, as he shal thinke to be indifferent persons, and also give monition vpon paine as is aforesayde, and make trewe relation and certificate by wysping unto the kinges sayde bygonen, and unto his sayde counsaile, in foume aforesayde, of the sayde refusall, or other aforesayde mysbehaviour, of anye of the sayde owners, fermanters, grautiers, bygoners, bordens and bygoners aforesayde, and also of the sayde foxtye, three, or two indifferent personnes, as shewinge of the case shall requyre: If the sayd Iustices, Mayres, or Bayliffes of places corporate, in tyme and place convenient, be reasonable requeste sh to doo: that then euerye the sayde Iustices, Mayres, and Bayliffes aforesayde, beinge reasonable requeste in tyme and place convenient, make his warrant, or to give monition, or to make trewe relation and certificate accordynge to the tenoure of this acte, and refusinge that to do shewinge as is aboue remembred, shall lose and foxtaye for euerye suche tyme foxtye shillinges. And yf the sayde Mayres, Bayliffes, Constables, or other gouernours of cyties, boroughes, and other market towne, or anye of them, withyn the lympittes of theyr auctorities, by them selfe or by anye other, as they or anye of theym shall therunto lympitte and appoynted by theyr precepte, do notte cause the sayde byndes of bycensalle from tyme to tyme, to be recaryed, bittered, and solde by lawfull wyghte, accordynge to the tenoure of the sayde former acte: that then euerye of the same Mayres, or other officers aforesayde, shall lose and foxtaye the summe of foxtye shillinges for euerye tyme that reformation accordynge to the effects and tenoure of this presente acte, in his or their defaulte is not therof by euerye of them hadde and made vpon any such reasonable complaint made in foume aforesayde.

And that the one moztie of the foysaunties aforesayde shall be to the use of the kynge byghnes his heyres and successours: and the other moztie to any other person or persons, that will sue for the same, by bill, plaint, information, action of debt, or otherwise, wherein the defendant shall be admitted to the wages of his lawe, no manner charge or expence shall be allowed for his defence in that behalf.

¶ And be it further enacted by the auctorite aforesayde, that the shire and shryffes, almayes for the time beinge, of the cite of London, shall cause all and euerie the foysaunties aforesayde to be blanch and sale by lawfull weight within the sayde cite, and the liberties of the same, according to the tenoure of the sayde former acte, and also of this present acte, vppon payne to lose any foysauntie the summe of xli. s. for euerie tyme that complaine thereof to them: or in anye of them, be reasonable made, and the same complaints or complaignes, not by them removed and redressed in manner and forme aforesayde. And that the one moztie of euerie suche foysauntie shall be to the kynge byghnes his heyres, & the successours: and the other moztie to any other person or persons, that will sue for the same in anye court of record of this realme, in like manner as is afore reherced.

¶ And for as muche as beestes, muttons, beales, and porkes, by manye occasions fortune in some one yere, or in some one tyme of the yere, to be more scarce or more deere, than at all other, by meane wherof the grauers and bouchers, in suche a deere tyme, shall not be able to afoysen the same at suche pyces and rates, as when they be in more plentye, and better chepe. Be it therfore further enacted by the auctorite aforesayde, that the kynge byghnes, his heyres, and successours kynges of this realme, from tyme to tyme vppon anye complaignes made of anye scarcitee or lacke of beestes, muttons, beales, or porkes, shall and maye from tyme to tyme cause proclamation to be made under the greater seale, in suche parties of this realme, as shall seme to his byghnes, his heyres or successours moost conueniente, that the bouchers and other whiche be compellable to sell flesshe by weighte, at pyces lympited in the sayde acte, made for sellynge of flesshe by weighte, shall and maye sell for the tyme to be lympited in suche proclamation: beestes, muttons, beales, and porkes by retayle withoute weighte, as heretofore hath bene accustomed: or elles by weighte at suche reasonable pyces, as shall be lympited by the sayde proclamation, and as shall please the kynge byghnes, his heyres, or successours to lympite and appoynt by the sayde proclamation, vppon suche payne as shall be conceived in suche proclamations, to be lesse and leuyed to the kynge his he, accordinge to the tenoure of euerie suche proclamation. And that as well euerie boucher and other, for sellynge of beeste, mutton, beale, or porke, by retayle, by virtue of suche proclamation, within the tymes to be lympited in the same, as euerie other person and persons, beinge bounden by auctorite of this acte, to se the sayde bouchers so to do, vppon the paynes afore ascribed, shall be discharged and acquitted by auctorite of euerie suche proclamation of penalties

HENRIC OCTAVI

penalties, paynes, forfeitures, and losses, which shal shal be suffe-
red and losse by virtue of the sayde acte, made by sellinge of felles by
weight, as by virtue of this present acte, in case no such proclamation
shal be made: any thinge in the sayde acte made for sellinge of felles
by weight, as in this present acte contrary, to the contrary therof notwith-
standing.

And where by an acte passed, (when the begynnyng of this present
parliament, it was ordeyned and ppynded, that no person or persons, buy-
ers or other inhabytynge within this realme, wales or marches of the
same, shalbe from the fyfte daye of Januarye laste past, duringe two
holle yeres, from thensforthe nexte folowynge, byle or cause to be byle
any thinge suchynge calfe or calves, to be sold or putte to sale to any person
or persons, byle or byle, whiche calfe or calves shalbe happen to sale
as be sold by the sayde fyfte daye of Januarye, and the sayde fyfte
daye of Maye, in anye of the sayde two yeres, bypon certayne paynes con-
tyned in the sayde acte, as by the same acte more at large is expessed; The
kinge our soverayne lord of his moode excellent goodnes, to the intent
that his lowynge subiectes shalbe the better ppyved of plentye of bys-
sell agayne this holle tyme of Easter, nexte commynge: and so from thence
forthe duringe this yere, is therfore pleased and contented, that hit be
statutted and enacted, by auctorite of this present parliament, that
all buyers and other sellynge felles by weight, maye lawfullye from the
xii. daye of Marche, whiche shal beyn the yere of our soverayne god, M. D.
xxxiiij. unto the fyfte daye of Januarye nexte commynge, byle and selle
calves by weight, as byle, accordynge to the sayd statute made for sellynge
of felles by weight, as els accordynge to such proclamation, as shal please
the kynge by hisnes to make for the same, in forme as is above recited.
If anye such proclamation happen to be made, the sayde late acte made for
sellynge of calves, to endure for two yeres, to the contrary therof notwith-
standing.

And be it further enacted by the auctorite of this present parliament,
that the sayde acte made for byllenge of calves shal begynne to take effecte
at the fyfte daye of Januarye nexte commynge, and from thensforthe shal
endure and contynue two holle yeres nexte after that ensuynge, any thinge con-
tyned in this present acte to the contrary therof notwithstanding.

An acte of proclamation to be made concernynge byrtnalles. **Capit. ii.**

FOR as muche as byche, scatche, good chepe, and plentye of
these butter, capons, hennes, cheepnes, and other byrtnalles,
necessarie for mannes sustenance happeneth, as it is and chaunceth
of so manie and byvers occasions, that it is verye harde
and byfelle to putte any certayne ppyces to anye such thinges. And yette
nether

HENRICI OCTAVI.

passage the seas: and also excepte bachelled butter, and meale to be caried to the parties of Scotlande, as hath bene accustomed, upon payne of forfaiting of the value of the thing conveyed and caried into the parties of beyond the sea, contrary to this acte. The one halfe thereof to the use of our sayde soueraygne lord, and the other halfe to the party that wyl sue for the same, by bill, plaint, writ, or information in any of the henges courtes. In whiche suites the defendeunt shal not wage his lawe, nor any protection or esoyne for him shall be allowed.

In acts concernynge standynge muet and peremp-
toie challenge. Cap. iii.

Where at poure parlyamente holden at westmynster in the xxiij. yere of poure mooste noble reygne, amongeste o-
ther thynges, it was ordeyned, establisshed, and enacted,
that no persone nor persones, which thereafter shuld hap-
pen to be founde guiltye after the lawes of this lande for
any maner of peyre treason, or for any wylfull murder of
anye p[re]sented, or for robbynge of any churches, cha-
pelles or other holy places, or for robbynge of anye personne or personnes in
any dwellynge houses, or dwellynge place, the owner or dweller in the
same house, his wyfe, his chyldren, or seruantes then beynge within, and
put in feare and dyed by the same: or for robbynge of any person or persons in
anye aboute the h[igh]e wyfe, or for wylfull burning of any dwellynge hou-
se or barnes, wherin any grayne of cornes shal happen to be, nor anye per-
son or persons, beynge founde guiltye of any abbettment, procurement, hel-
pyng, maynteynyng, or counsaillynge, of or to anye suche peyre treason,
murders, or felonies, shulde frome thenselofthe be admytted to the benefyte
of his or theyr clergyre, but vnto theyr be excluded thereof, and suffre deathe in
the maner and fourme, as they shulde haue done for anye the causes or of-
fences abovesayde, yf they were no clerkes: Suche as be within holpe or-
ders, that is to saye, of the orders of subdeacon or aboue, all onely excepte,
as moze at large appereth by the sayde acte. And for as muche as the sayde
acte extendeth onely to suche personnes, as be founde guiltye after the be-
twene of the lawes of this lande byuers and many greute arrante robbers,
murderers, burglarres, and felons, that do offende and commytte byuers
and manye peyre treasons, robberres, burglarres, and felonies contrary to
the intent of the sayde acte, perceyvinge and clerely vnderstandynge, that
by the wordes of the same statute and acte, that they shalle notte lese the be-
nyfte and advantage of theyr clergyre, onles that they be founde guiltye af-
ter the due course of the lawe, vpon theyr arraignment of and vpon the said fe-
lonies, robberres, and other offences befoze sayde, so by them done and com-
mytted, by reason wherof, byuers and manye of the same robbers, and fe-
lons, vpon theyr arraignmente of the same robberres, and felonies, vpon
thei

they) indyementes agaynste them. And wher most, and somtyme challenge peremptorye about the nombre of. xx. or els wyl not bytelle and were to the same indyementes, wherupon they be so arraigned, accorde to the othe of the iure. And so; that that these of any all cases be not expressely compassed and contayned within the letter of the same statute, it is necessary and expedient, that the same case be clerly and distinctly expounded and declared by auctorite of this presente parliament. And where also as byrons and many felons and robbers, that comytte and do byrons and many greatte heynous robberyes, and burglaryes in one thyng, and comytte the thye and robberye into anye other thyng, and there be taken, indyted, and arraigned bypon felonye and felonous thefynge of the same goodes, in the same other thyng, than there, where the same robberyes or burglaries were done and comytted, and not bypon the same robberye nor burglarie, so that it was not done nor comytted in the same thyng, where they be indyted and arraigned, and by reason thereof the same indyementes, felonies, robbers and burglaries have and enioye the pryvilege and advantage of theyr clergy, to the great hurt and losse of the hignes prerogative, and greevoldenes of suche offenders.

¶ In consideration wherof, be it enacted by the honge ourte souerayn lordes, the lordes spirytuelle and temporelle, and the commons in this presente parliament assembled, and by auctorite of the same, that anye personne and personnes that is or hereafter shall be indyted of pety treason, felonye, or anye heynous felonye, murder, robberye, or burglarie, or other felonye, accorde to the tenours and meaninge of the same statute, and therbypon arraigned, and so stande must of malice or forwarde mynde, or challenge peremptorye about the nombre of. xx. or els wyl notte or done and were bytelle to the same indyementes and felonye, wherupon he is so arraigned, shall from henceforth lose the benefyte and pryvilege of his or their clergy, in lyke maner and forme, as if he had bytelle pleaded to the same pety treason, murder, robberye, burglarie, or other felonye, wherupon he is so arraigned, not guilty, and theruppon hadde he founde guilty, after the lawes of the lande.

¶ And by the same auctorite be it further enacted, that if anye personne or personnes hereafter be indyted of felonye for thefynge of anye goodes or cattelles, in anye countye within this realme of Englande, and therbypon arraigned and be founde guilty, or stande must of malice, or challenge peremptorye about the nombre of twentye personnes, as is aforesayde, or wyl nott upon his sayde arraignment bytelle answer to the same felonye, so that then the same person and persons be arraigned and founde guilty, or stande must of malice, or challenge peremptorye about the nombre of twentye personnes, or wyl nott bytelle answer to the iure, shall lose and be put from the benefyte of theyr clergy, in lyke maner and forme as they shoulde have bene, if they had bene indyted and arraigned, and founde guilty, in the same countye, where the same robberye or burglarie was done

HENRICI OCTAVI.

by committred yf it shall appere to the Justices, before whom anye suche felonies or robberies be accayned by anye evidence pvenen before them, or by examination of the same felons, whereupon they be so attainted, but ben such robberies or burglaries, in the same wyse, where suche robberies or burglaries were committed or done, by reason whereof they shulde have loste the benefite of theyr clergy by force of the same statute, in case they had bene found guilty thereof in the same wyse, where suche robberies or burglaries were so committed and done.

An acte against forstallinge and regratinge of fysh. Cap. iiii.



Where as before this tyme by our acts of parlyamente have bene made by the kynges most noble progenytours agaynste forstallers and regratours of vitayle and other marchandysse in markettes and sayes within this realme of Englande, whiche former statutes not onelye for lacke of due execution of the same but also for lacke of condygnie punishment in the sayde statutes contempned, be lyttell feared or regarded: for by such and manye of the kynges subyties contrarye to the meaninge of the sayde statutes, nothyng regar- tyng the dyspleasure of almyghty god, and of the kynges byghenes, ne yet the love and charytye, that they oughte to have to theyr neyghbours and common wealthe of this realme, for they puaire lurre and singular a- myple, commonlye in everie markette, and saye within this realme, do for- stalle and regrate all maner of vyerayle, as corne, wyne, fysh, and fleshe, and especyallye in Sturthyge saye, sayncte Iues saye, and Elpe saye. Be- yng the mooste notable sayes within this realme for proupyons of fysh, and mooste to the releue of the kynges subyties, yf suche forstallynge and regratynge myghte be sette on fyde, whiche is muche vled by the inha- bitantes of London, and other the kynges subyties, that onelye before the sayde sayes, esoyte to the castle sea fyde of sea colles, and there bye vpon the stone all maner of fysh, as well the fysh that cometh from Ffelande, as the fysh that is taken in the sayde castle sea or sea colles, nere adioynynge to the portes of this realme, & incontynently they repate to the sayde Stur- thyge saye, and from thens to the sayde other sayes, and there they selle a- geyne the sayde fysh in maner as theyr owne wyse and pleasure, and not ori- ginallye the same fysh there, but also they bye up all maner of fysh theyther broughte by anye personne, as salted fysh, stocked fysh, lunge, habutdon, hobbefyde and suche other kyndes of salted fysh, and sell the same ageyne in the same saye or sayes: soo that the kynges subyties be dyuyn to bye all suche fysh, as to them is requysyte and necessarye, at the seconde, thyrde, or fourth hande: by reason whereof a greatte scarcens and deerye doothe cometh to the kynges subyties in all places throughe oute this realme, to the grea te

great by pleasure of almyghty god, and of the kynges highnes, and in the
great impoverysing of the kynges subiectes.

¶ And it is therefore enacted, by authority of this present parliament, that no
maner of person or persones, of what estate, degree, or condition he or they
be, other then such persones or persones, as now be, or hereafter shall be
merchaunte venturers to Irelande for the sayd tyme, or that be beggers, or
cherlyste called beggermen, or such as now be, or hereafter shall be tydder
men, that actually labour for the taking of the sayde tyme, in the sayd easte
sea tyme, or easte sea coste, shall bye anye of the kyndes of the sayde tyme
or upon the stone, or at the sayde easte sea tyme, or easte sea costes, to selle the
same tyme agayne, or any part thereof, at any of the sayde tyme or tymes, cal-
led wherby tyme seyre, saynt Jons tyme, or Cipe tyme: and that no maner of
person or persones, other then the sayde merchauntes venturers, beggers, or
tyddermen, shall from henceforth sel any saltyde, stockfish, lyng, haburden,
lobbstye, or such other kynde of saltyde, at or within any of the sayde tyme
or tymes, wherof the kynde of the sayd tyme is usually wont to be layde upon
lande, at the sayde easte sea tyme.

¶ Also it is enacted, that no maner of person or persones, buynges shal-
lor owners of any of the sayde shippes or shippes, ne yet any master or mas-
ters of the sayde shippes, shall at any tyme hereafter, bye anye hole or holes
of any of the marynes of any of the sayde shippes or shippes, called the mas-
ters hole tyme.

¶ And also it is further enacted, by the auctorite above sayd, that no ma-
ner of person or persones from henceforth, shall buye and bye anye of the
sayd tyme, in comynge to the sayde tyme or tymes, to sell the same agayne
in any of the sayde tymes: excepte it be for the necessary bytayne of the
sayde tyme or tymes, to be there eaten and spent, duringe the tyme of the
sayde tymes.

¶ It is also enacted, by the auctorite above sayde, that no maner of person
or persones at any tyme hereafter shall bye any stockfish, saltyde, lyng,
haburden, lobbstye, or any other kynde of saltyde, within the sayd tymes,
or tymes, to sell the same agayne within the sayde tyme or tymes, excepte he
be for the necessary bytayne of the sayde tyme or tymes, to be eaten and
spent within the same tymes, duringe the tyme of the sayde tyme and tymes:
Upon the paine to every person or persones, so offendynge anye of the
sayde articles before rehearsed contrary to the meaning of this acte, to for-
saite the same tyme, so bought, so sold, or regated: The one halfe thereof
to be to the kyng our soueraigne lord, and the other halfe to be to the party,
that wolle seale or take his action or suite for the same: And that he be intell
to all and singular the kynges subiectes, to take the same tyme so forsaite
by the waye of seyre, or to sue for the same by appoynted bytill, infor-
mation in the kynges exchequer, or in anye other the kynges courtes of re-
cord, or in the same courtes of the sayde tyme or tymes, called the courtes of the

HENRICI OCTAVI

whereas at his or their pleasure in whiche action or suite the defendaunt
or defendaunts shall not wage them in law, nor yet be aided by clogne or pro-
cession. And that the shewarke of currey of the sayd seynes for tyme beinge,
fully and cause this present statute to be openly proclaimed and reade
in the firstall dayes within the same seyne, that is to saye, at two firstall
dayes in the begynnyng of the same seyne, and at an other day in the myd-
de of the same seyne, so the intent the hynges subiectes maye be through-
ly instructed of every article conteyned in this statute, upon the prynt of
the shewarke of his sayde office of shewarke shyppe, and to consaye to our so-
veraigne lord the hynges, for every suche defaute, that proclamation is not
made, as is above sayd.

It is provided alwaye, and be it enacted, that none of the sayde merchan-
tis, venturers, doggetmen, or fishermen, shall at any tyme hereafter buye
or sell the at the seyne, at the call see seyne, or see collis, to selle the same
the seyne in the sayde seyne of seynes, by couyn or fraude, to the dille of
any other person or persons, other then for theyr only use or uses, upon
the prynt as is above reherced: And that everye of the hynges subiectes
maye have the advantage by seynure of the same seyne, or by way of actio
seynure, for the buyynge or sayynge of the same, as is above sayd.

And also that no manner of person or persons hereafter be reputed or taken
to be a marchant venturer, to take advantage, or benefyte of this acte: ex-
cept his adventure in the sayde seyn of seynes to Iselonde, that amount
to the summe of .xx. li. without fraude or couyn.

It is provided alwaye that the acte, nor any thinge therein conteyned, shall
in any wise hurtfull or prejudiciall unto any person or persons, beinge
within the shellynge or inhabitinge in any place or places beneth the cyer
of humbrye: but that they and everye of them maye use theyr craft and sel-
lage of all manner of fysh, by theym or any of theym hereafter to be ta-
ken beneth the the sayd cyer of humbrye also sayd, in the manner & fourme,
as they or anye other theyr predecessours fyshers have used to doo here to
fore: And that the byers of the same fysh maye lawfully selle the same in
any of the sayd seynes: in maner and fourme as in the above sayd acte is con-
teyned, any thinge in the sayde acte to the contrary made, or expessed to the
contrary notwithstandinge.

It is provided to this purpose, that the sayd acte shall be kepte and
observed, as is above sayd.

An Acte for callendynge of woystedes. Capit. b.



Where as at the parliaments holden at Westmynster,
the .xxiii. daye of Januarye, in the .v. yere of our
soveraigne lordes regnes the hynges, that now is, there
was an acte and one statute made, provided, and esta-
blished, for the buyynge of deceptes & falsnes in wo-
stedes, as well by reason of dyce callendynge therof,
with gummes, oyles, and pylls, as also by weete cal-
lendynge.

Letwage, by persons having no countrey in anywhe of the same
whiche acts had made to come but onely to the parliament then
held. And for as much as it is commonly known, that the same acts
and statutes aforesaid be in how good and necessary for the common wele
of this realme. Wherfore the kynge our soveraigne lord by the advice
and consent of his lordes spirituall and temporell, and the commons of
this present parliament assembled, and by the authority of the same have
enacted, enacted, and established, that the sayde acts and statutes made
in the .v. yere of his said noble ryghte aforesaid, and every thing therein
contained, shall from the feast of August next ensuing the sayd long
commynge continue and be good and effectuell in every poynte and article
of the same for ever.

And furthermore be it enacted and established, by the authority aforesaid
for the common wele of the cytie of Glasgowe, and merchandise,
supplication, and upholding of the houses, tenementes, and habitacons
of the same, that no maner persons bringe the crafts or mystryes of dyng
of wythes, flampes, or laces, or of any of them, neither by them selfe,
or any lawfull factor, deputie, or any other by his countenaunce
or assignement, from the feast of Christmas next ensuing, shall
be to callender any wythes, flampes, or laces, or any other comest-
trable of wythes parne, duringe all suche tyme as the same persons
shall be the master or crafts of dyng aforesaid, upon payne to suffer
for everye piece so byed and callendered by violence, coun, fraude, or
contrawe to the true meaning and intent of this present act. xl. s. to be
paid in this small portion, the one parte chard to the king our soveraigne
lord, and one other parte to the maye for the tyme beinge, and the thirde
parte to hym or thern that bylle sue for the same by bylle, action of debt,
playnte, information, or other wyse, in any of the kynges courttes: wherin
none shal be, before, or protection shal be allewed.

An acte for the punishment of the vice of buggerie. Ca. vi.



As much as there is not yet sufficient a condigne punishment
appointed & limited by the due courtes of the lawes of this re-
alme, for the detestable & abominable vice of buggery committed
between man and man. It was therefore pleis the kynges high-
ness, with the assent of his lordes spirituall & temporell, and the commons of
this present parliament assembled, that it was be enacted by authority of
the same, that the same offence be from henceforth adjudged felonye, and
in the next and fouthe of poyntes shem to be dyed against the offenders,
as in cases of felonye at the common lawe. And that the offenders beinge
herof convicted by verdict, confession, or outlawrye, shall suffer suche pe-
nalties of death, and losses, and penalties of thier goodes, catells, tenes,
londes, tenementes, and hereditamentes, as felons have accustomed in

HENRICI OCTAVI

do according to the order of the common lawes of this realme. And that no person offendynge in any suche offence, shalbe admitted to his clergy. And that Iudices of peace shall haue power and auctoritie within the lycensures of theyr commyssions and iurisdiction, to here and determyne the sayde offence, as they do vse to do in cases of other felonies. This acte to endure tyll the laste daye of the nexte parlyamente.

An Acte agaynst the pyllynge of ponge spaume

of fye of peles and salmon.

Capitulum. vii.

For as moche as great hurte and dayly inconuenience haue and do ensue vnto al the kynges subiectes of this realme by the greedy appetites and insatiable desire, whiche sondrye of them occupieng by thynge, haue vied, by takynge, pyllynge, and destroyng the ponge spaume, fye, or broode of yelen and salmon, as wel in salte ryuers as in frethe ryuers, lakes, playnes, fennes, and marches in many parties of this realme, to the no lyttell hynderance & derogation of the common weale of the same, as also in takynge of salmons, when they be vnseasonable and not holsome for mans mete, called commonly hypper salmons: it is therfore enacted by the king our souerayne lorde, the lordes spirituall and tempozall, & the commons in this present parlyament assembled, & by the auctorite of the same, that from the firste daye of februarye nexte commynge vnto the laste daye of Iulye then nexte ensuenge, and so perely from thensforth, duringe the space of tene yeres, no maner of persone or persons, of what estate, degree, or condition so euer they be, with any maner of nette, wele; or with any deuise or engine made of beate, canuss, or with any other cautele shall wyllyngefully take any fye, spaume, or broode of peles, called pele fares, or El wares, in any ryuers or waters salte or frethe, within this realme of Englande, or wales, or in the marches of the same. And ouer this that duringe the sayd ten yeres, no maner of person or persons, from the first daye of Maye, whiche shalbe in the yere of our lord god, M.D.XXV. vnto the first daye of September then next folowynge, & so perely from thensforth, duringe the sayd .x. yeres, shal presume wyllyngefully to take or distroy in or by means of any wele, butte, net, berd net of beate, taining, lepe, hize, crele, wire web, lesser, fier, or by any other engine in fludgate, salmon pisse, or at the tye of any mille or weare, or in any streytes, riuers, cluses, or brookes, salte or frethe within the realme of Englande, wales, Berwikshyre, and the marches of the same, the ponge fye, spaume, or broode of any kynde of salmon, called lakspinkes, smolletyn, or salmon pele. And that no maner of persone or personnes of what degree or condition he shalbe of, from the feast of the exaltation of the holy croffe, to the feast of sayncte Martine in wynter duringe the sayd tenn yeres, shall wyllyngefully by any meanes

aforsayde, or otherwyle byll or distroye any salmons, not in season, called
 hypper salmons, within any freche ryuer or salte ryuer, or in places, where
 at that tyme suche salmons haue naturally theyr repayre within this re-
 alme of Englands, Wales, Barwyke, or within the marches of the same.
 And if any person or persons, after any of the sayde dayes limited in this
 present acte, offende in any of the popurtes before reherfed, contrarie to the
 tenour, fourme, and purpose of any parte of the same: then euerye suche
 person or persons (so offendynge) shall lose and forsaite for euery tyme of
 his or theyr suche offence, the summe of fyue poundes, and the fyfthe. And
 also the vnlawfull nettes, and other vnlawfull engens or deuyses, what so
 euer they be, made, kepte, or vsed for the hyllynge, takynge, or distroyynge
 of the sayde hypper salmons, or of any of the yonge brode, spawme, or frye
 of peles or salmons before reherfed. The one halfe of the sayde forsaite
 shall be to the kynges byghness, his heires, and successours, and the other
 halfe shall be to him that wyl sue for the same by action of dette, byl, plaint,
 or otherwyle in any court of recorde within this realme, Wales, or Bar-
 wyke, or the marches of the same. And that the Iustices of assise, and also
 the Iustices of peace in euery assise a quarter sessions in all countiees with-
 in this realme, and all lordes haunginge courtes royal in Englands, Wales,
 or Barwyke, and in the marches of the same, shall haue full power and au-
 thoritie, by vertue of this present acte, not onely to enquire of & vpon the de-
 faultes and offences, committed contrary to the tenour and effecte of this
 presente acte, but also to se due punishmente and reformation thereof, in
 forme aforsayde, from tyme to tyme, durynge the space of the sayde ten-
 yeres, as often as the case shall so requyre in euerye behalfe.

**An acte concerning paynynge of Holborne, and other pau-
 ses within the cytie and suburbs of London,**
 Capitulo viii.



Complayneth to your byghnes, and to your high coun-
 cill of parlamente, not alonely your subiectes and inhabi-
 tantes within the strete of Holborne, but also all the
 poore cariers and other your subiectes, beyng com-
 mon traueylers, repaynyng wehelve and monthelye to
 your cytie of London, that where the sayde strete being
 the common passage for all carriages, caried from west
 and westward parties of the realme, was of late tyme soo well and substan-
 tially payed, that your subiectes hadde good and sure passage through the
 sayde strete: yll now of late, for lacke of renewynge of the sayde paynynge
 by the laud lordes, wher the whel not within the cytie, the way is so nypous,
 and so full of sloughes and other incumbrances, that often tymes many of
 your subiectes, traynynge through the sayd strete and way, be in leperde of
 hurt, and haue almost perished. Pleaseth it your byghnes and the lordes
 spirituall

HENRICI OCTAVI

spiritual & tempoꝛall, & the commons in this present parliament assembled, to enact, by the auctorite of the same, that all and singular persons, they, heires, and successors, which now haue, or hereafter shal haue any londis, tenementes, or hereditamentes betwene the byldege, called Holburne byldege, and the barres at the west ende of the said strete, be it on the one side of the strete and the other, in fee simple, fee taylor, or for terme of yere, shall before the feast of saynt Michael, whiche shalbe in the yere of our lord god. M. D. XXXIIII. sufficiently paue or cause to be paued with paupng stone, a linge from his or theyr lodis or tenementes, adioynng to the hygh waye, all such quantite of the said strete, & in such places as the said strete at any tyme before the making of this act, hath be pauid, upon payne to forsaite to your highnes, your heires, & successors, for every yarde square not sufficiently pauid by & said day limited & assigned in form before expressed. vi. d.

And be it also enacted, by the auctorite aforesayde, that all and euery person and persones, hauing any of the sayde londis and tenementes in possession or in vse, in fee simple, fee taylor, or for terme of yere, adioynge to the sayde hygh way & strete, they, heires and successors shall from and after the said feast of saynt Michael, the which shalbe in the sayd yere of our lord god. M. D. XXXIIII. sufficiently meinten the paument of the sayde way & strete, against euery of theire londis or tenementes, in such & like sort as is aboue declared, vpon payne to forsaite to your highnes, for every yarde square of the sayd paument, not sufficiently pauid, repared, & amended, as often as any suche defaulte of anye persone shall be presented before the maire & the aldermen of the same cite. vi. d. And that it be further enacted, by the auctorite aforesayd, the said maire & the aldermen, for their time being may haue full power & auctorite to enquire in euery quarter of the yere, after the said feast of saynt Michael, the which shalbe in the yere of our lord god. M. D. XXXIIII. by the othe of. xii. men of the sayde cite, aswel of them that haue not pauid accordyng to the prouisyon aforesayd, as also of them that remysly or insufficiently shal hereafter meynteyne the same paument, & any other paument within the said cite & the suburbs of the same. And that the sayd maire and the aldermen may haue power and auctorite, after any suche defaulte before them presented, to leue fines by theyr discreti- on, and the sayde fines to be certified into the kynges eschequer, and the lynes therof to make proses by distresse to be take vpon the sayde londis and tenementes, or otherwys by theyr discretion, as wel for the sayde fines as for the sayde penalties before limited.

Provided alwaye that yf the lessee of the sayde landes, or of other lon- dis within the cite, or suburbs of the same, do sufficiently paue or repaire before theyr mantions or dwellynge places, the stretes, whiche haue used to be pauid: than then they and euery of them shall defalke, abate, and re- tyne in his or theyr owne handes, as moche of the rentis due to the les- sees, as they can proue, to haue expended on the same paupng, and the lessees for so moche as that summe dothe amounte to, to haue no action nor

racitro for the more payment of the same: Excepte it be otherwise agreed between them.

And be it further enacted by auctorite aforesayde, that lyke order be observed for passage of the stretes in the borough of Southwarke, as before mencioned to be done in the cytie of London. So alwayes that reformation and punishment of the offences there, shall rest in the name of the cytie of London, as farre onely as is within the iurisdiction of the sayd cytie: and the residue in the Justices of peace of the countie, where the same stretes be. And that the same Justices of peace shall by vertue hereof have power to make inquiry upon the premises: and here, determine and punish the defaultes in maner and forme aforesayde.

An Acte concerninge Pewterers, Cap. ix.

In theyr mooste lamentable wyse We Iven, and petytly complaynen unto the kynges moost royal maieste, and to this his moost hygh court of parlyamente, the kynges mooste humble, poore, and oberyante subjectes, the mayster, wardens and poore felowshyp of the crafte and mysterie of pewterers, as well of the cytie of London, as of al other places within this realme of Englande: that where the sayde crafte of mystry before this tyme hath ben one of the best handycraftes within this realme, which hath only growen and continued by meane of dyvers good actes and statutes made for the true exercise of the same, wherof one was made in the .xix. yere of the reygne of the kyngs mooste renowned father, whose soule god pardone, and one other was made in the fourth yere of the kynges moost victorious reygne, concerninge the craftes of pewterers and brasiers, of and for the true makinge mixing and sellinge of good and true pewter and brasen vessels, and also for exercisinge and vnyng of true weyghtes and beames to be occupied by the sellers of any suche pewter or brasen vesselles within this realme: so that none of the kynges subjectes, nor any other persone shulde by any fals or any fals mixt brasen and pewter vessel, or any untrue weyghtes be deceyved, as by the sayde statutes more playnely dothe appere. Whiche good statutes duly put in execution hath caused the sayd crafte to encrease and multiplye, to the greatte profyte and benefit of a greate nombre of the kynges subjectes, and the commoditie of pewter vessel moche to be had in reputation in all shewing regions and countreys, untill now of late dyvers unkynd disposed persones, beyng the kynges subjectes borne, whiche have ben apprentises and brought up in the exercise of the sayde crafte of pewterers, have now of late for their singular lucre repayed into strange regions and countreys, and there do exercise the sayde crafte of pewterers, teachinge straungers not onely the counnyng of mixinge and forginge of all maner of pewter vessel, but also do teache al thynges belongyng to the

HENRICK OCTAVIS

the sayde crafte of peuterers: by meane wherof there is not onely brought
dayly in to this realme out of strange regions to be solde, great nombze of
thynges made of pewter, buttruly myxted and made of tynne, wherewith
the kynges subiectes be daily deceyued, and the people of straunge coun-
treis greatly instructed in the cunningge of the sayde crafte of peuterers:
so that therby not onely a great nombze and quantitie of peuter vessel and
other thynges of peuter, made in dyuers soytes and facyons amountynge
to a gratte value, whych was daylye and continuallye wonte to be car-
ied and conveyed out of this realme, by marchauntes in to straunge regi-
ons and countreys, there to be solde and vendyd. Wherby the commo-
dite of tynne made in to peuter vessel, whych hath ben had in greete esti-
mation, as thynges very necessarye and commodious, and the kynges cu-
somes therby moche aduauused, is nowe lyke vnterlye cease and decaye,
and not to be esteemed, as heretofore hath bene, but also the sayde crafte of
peuterers, whych at this day setteth and kepeth in worke and occupation,
a greete nombze of people, shall be vnterlye vndone, and a great multitude
of the kynges naturall subiectes therby fall into ydelnes, to the great im-
pauertyment of this realme, yf speede remedy for the redress of the pre-
misses be not prouided. In tender consideration wherof, and for refoz-
mation of the premysse, it maye please the kynges hyghnes, by the assente
of the lordes spirituall and tempozall, and the commons in this presente
parlyamente assembled, and by auctorytie of the same, to ordeyne and en-
acte, that no persone nor persons hereafter at any tyme nowe inhabitynge,
whiche hereafter shall inhabyte within this realme, shall bye, or other-
wise take by exchange for other wares any maner wares made, or here-
after to be made, oute of this realme, of tynne or myxted with tynne, as
platters, dyshes, saucers, pottis, basons, ewers, flagons, goblettis, sal-
tis, saltalers, spones, or any other thyng made of tynne or peuter, as a-
foresayde, what so euer it be, vppon payne of forfayture of the same ware,
in whose handes so euer it maye be founde or taken: and also laful money
current in this realme, to the full value therof. The one halfe of the same
forfayture to be to the vse of the kynges hyghnesse, and the other halfe to
be to the vse of the synders of the same.

And furthermore be it enacted, that it shall be lefull to the maister and
wardens of the sayde crafte of peuterers, as well within the cytie of Lon-
don as within every other citie, borough, and towne of this realme, where
such wardens be, and where no such wardens be, to the heed offycer or go-
uernour heed offycers or gouernours of the same cytie, borough, or towne
at the tyme beinge, to appoynte dyuers persones mooste experte in know-
ledge of the same, to make serche and seysure, and to take in to theyr han-
des and possession all suche wares, as hereafter shall be brought contrarye
to the true intent and effecte of this presente acte, in whose so euer handes
they shall be founde.

And also be it enacted, by the auctorytie aboue sayde, that no persone nor
persons,

persones, occupinge the sayde craft or occupation of pewterers within this realme, shall sette on worke or retayne in his or thers any person or persones to be his or thers apprentice or turneyman beinge stranger boie oute of this realme, upon payne to forfeite for euerye suche apprentice and turneyman .s.ii. shillings. And that no stranger, boie out of this realme, shall occupie exercise of his from the feast of Pentecost next commynge, the sayde crafts of pewterers, ne worke any manner of besell or other ware aforesayde, to be made of tynne or pewter, within any place or places of this realme, upon payne of forfeiture of tenne pounde shillings: And also vpon payne of forfeiture of the same pewter or tynne so wrought, in whose handes so euer it may be founde or taken.

And also be it enacted by auctorite aforesayde, that no person nor persones beinge boie within this realme, occupinge or exercising the sayde crafts of pewterers, shall at any tyme here after reside in to any strange regions or countreys, there to be, teach, or exercise the sayd craft of pewterers, upon payne to lose the priuilege and benefite of an Englyshe man. And if in case any of the kynges subiectes, at this presente tyme beinge dwellinge in any strange countrey or region and there occupinge the sayde craft of pewterers, do not repaire in to this realme within the monethes nexte after request and warryng to hym to be gyven, by writing sealed with the common seale of the wardens of the sayd craft within the citye of London, & here in this realme continually from henceforth dwell and inhabit: that then and from thence forth he shalbe reputed & taken as none Englyshe man, but shall stande and be from thenceforth oute of the kynges protection.

And for as much as sondrye puell disposed persones, which commonlye ben called hawkers, by auctorite of the kynges letters patentes or placards, do not onely go about from place to place within this realme, bringe byeng & selleng of byasse and pewter, and by colour & pretence of the same licences or placardes, be vnlawful and deceivable weightes & beames, but also do be to sel bothe byasse and pewter, which is not good nor truly, nor lawfully myghte nor brought, to the great detrepte of the kynges true liege people contrarie to the soueraine and effect of the sayd good acte and statute made in the sayd. viii. yere of the kynges moste noble reygne: Be it therefore enacted by auctorite of this present parliament, that all suche licences and placardes, here to fore hadde, made, or graunted to any suche persone or persones, contrarie to the true meaninge, forme, and effects of this statute, shall be from henceforth, by auctorite of this presente parliament, clerly voyde and of none effects. And where as in the sayde acte of parliament, concerninge the crafts of pewterers and byassers made in the sayd. viii. yere for dyuers causes and considerations in the same act contayned, amongst other thynges it is expessed, that no person or persones, bringe the sayde crafts of pewterers or byassers, shoulde from thenceforth selle or chaunge any pewter or byasse, newe or olde, at any place or places within this realme,

HENRICI OCTAVIA

alone, but onely in open seizes or markettes, or in theyr olme dwellinge houses, but yf they were desired by the buyers of such wares, upon payne of forfeiture for every suche defaulte. x. li.

For as moche as the same forfeiture is to the onely vse of the kynges hyghnes, and that any partye serchynge or fyndinge the same, is not intituled to haue any benefite thereby: it hath nat ben knowen, that any persone or persons haue taken any payne to enserche or make any inquerie therof, by reason wherof buyers and many euyl disposed persons, vsynge byng and sellynge bothe of brasse and of pewter, and not regardynge the sayde good acte neyther the sayde penaltie, daily go aboute from village to village, towne to towne, and from howse to howse, to selle suche pewter and brasse, which is not good, and also vse deceyuable weyghtes and beames, as they dyd befoze the makynge of the sayde acte, to the greatte hurte and decepte of the kynges true liege people and subiectes. Wherfoze be it enacted by the auctoritie aboue sayd, that as well the moztie of the sayd forfeiture of x. li. lymitte in the sayde statute, made in the sayde fourthe yere, as also the moztie of all other forfeitures befoze expessed, and euery of theym be shalbe to the vse of the kynges hyghnes, his heires and successours: and the other moztie of the same forfeitures, and euery of them, to the vse of hym or them, that shall seale, fynde or present the sayde forfeitures or any of theym, or that shall sue for the same in any competente court or courtes within this realme, by action of dette, byll, playne, or information, wherin the defendante shall in no wyse be admytted to wage his lawe, nor any protection or esoyne to any persone or persones, whiche shall be impeched to haue offended contrarie to the fourme and effect of this estatute, shalbe allowable. This acte to endure to the laste daye of the nexte parlyamente,

An acte concernynge the othe of commissioners of sewers. Cap. x.

BE it enacted by auctoritie of this presente parlyamente, that the acte late made for sewers, and the commissyon therein recyted, shalbe extended, vled, & put in execution in the towne and marches of Calais, accordynge to the tenour of the same commissyon in lyke effecte, as it is enacted to be put in execution within this realme: and that no persone shalbe compelled to be swozne, or otherwys bounde to sytte or trauaile in execution, of any commissyon of sewers within this realme, onesles that he be dwellinge within this countie, wherof he is or shall be assigned to be commissioner: And for Calais, and the sayd marches therof, onesles that he be dwellinge within the same towne of Calais or marches.

And because that buyers persons heretofore assigned to be commissioners haue refused to be swozne, accordynge to the sayde former acte, whereby buyers commissyons, heretofore made, remaine hitherto without effectuall executi

execution: Be it therefore enacted, that if any person assigned or to be assigned to be such commissioner of sewers, being required hereafter by such person or persons as have or shall have authority by the hynge wythe, or otherwyse, to receyve or accepte the othe compysed in the sayd former act, every person that so refuseth to take the same othe, or bypon that request made, do not receyve the same othe, and that refusal or contempt done in the chancery, or returned in to the chancery with the sayd wythe, shall lose and forsaite for the same contempt to the hynge our souerayne lorde, fyne markes: And so to lose from tyme to tyme fyne markes for every such contempt, as shall be done or returned into the sayde chancery, agens any such persone, unles that he in the same chancery do shewe and allege in the sayde terme, wherin such returne shall be made agens hym, sufficient and reasonable matter and cause to be allowed by the lorde Chancellour for his excuse and discharge in that behalfe.

An acte to avoide destruction of wyldfowle. Ca. xi.

Where before this tyme there hath ben within this realme great plentie of wyldfowle, as duckes, mallardes, bigcons, trales, wyldgeese, and divers other kyndes of wyldfowle, wherby not onely the hynge mooste honorable householde, but also the houses of the noble men and prelatys of this realme, have be furnished for the necessary expenses of the same houses at convenient prices, but also al markets of the same realme were sufficiently furnished with wyldfowle, there to be sold in such wyse, that suche as were mete to make provision of the same for theyr houses, might at reasonable prices, at the same markets, be therof provided. Nevertheless divers persons nexte inhabitinge in the countreys and places within this realme, where the substance of the same wyldfowle hath bene accustomed to byde, have in the summer season, at such tyme as the sayde olde fowle be mowed and not replenished with fethers to flye, nor the yonge fowle fully feathered perfectlye to flye, have by extorpe nettes and other engines and policies perely taken great number of the same fowle, in such wyse, that the kynde of wyldfowle is almoste thereby wasted and consumed, and daily is lyke more and more to wast and consume, if remedye be not therfore provided: Be it therefore enacted by the hynge our souerayne lorde, by assent of the lordes spiritual and temporal, and the commons in this present parliament assembled, and by the authority of the same, that it shall not be lawfull to any person or persons hereafter betwene the laste day of Maye, and the laste daye of Auguste, to take or cause to be taken any such wyldfowle, with nettes or any other kynde, upon payne of one yerre pyllyment, and to forsaite for every fowle so taken. iii. s. The one halfe thereof to be to the hynge our souerayne lorde, and the other halfe to hym that wyll sue for the same by action of detre in any

HENRICI OCTAVI

any of the hynge's courtiers: and in the lorde's action none shalbe nor p^{ro}secute
shall be allowed, nor wages of lawe receyved.

It shalbe enacted by auctorite of sayde lorde, that all Justices of peace,
within the lymettes of theyr commission, shall have power and auctorite
to enquire, here, and determine the offences aforesayde, lyke as they com-
monly do and be in cases of trespass.

It shalbe also enacted that it shall be lawfull to any gentyll man, or any o-
ther that may dispende .xl. s. by the yere, of freeholde, to hunte and take su-
ch wyldfowls with theyr spaniels only, without bringe any netts or other
gins for the same, excepte be it a longe booke or longe booke.

It shalbe also and be it enacted by the sayde auctorite, that frome the
firste daye of Marche, whiche shall be in the yere of our lord god. M.D.
xxxiii. unto the laste daye of June then nexte ensynge, and so percel
from thenforth, no maner of person or persones shall presume by daye or
by night, wyllyngely to withdrave, purloyn, take, distroye, or conueye
any maner of egges of any kynde of wyldfowls, from or in any nest, place
or places, where they shall chaunce to be layde by any kynde of the same
wyldfowls, bypon payne of imprisonment for one yere, and to lese and for-
feite for every egge of any crane or bustarde, so distroyed, purloyned, with-
drawn, conueyed, or taken from any nest or place .xx. pence: and for every
egge of every bittour, heronne, or shouelarde .viii. d. and for every egge of
every malarde, tele, or other wyldfowls, one peny. The one moite ther-
of to be to the kyng our soueraygne lorde, and the other halfe to hym that
shall sue for the same, in forme aforesayde: wherein no wages of lawe, es-
tyme or protection shall be allowed. And that all Justices of peace, with-
in the lymettes of theyr commission, shall have full power and auctorite to
enquire, here, and determine the same, in forme before reherced.

It shalbe also enacted that this acte extende not, nor be hurtfull at any
tyme hereafter to any person or persones, that wolles distroye any crows,
choughes, rauons, and bolardes, or theyr egges, or to any other fowls or
theyr egges, not comestible, nor bled to be eaten.

In acte concerning the attynder of Elizabeth Barton, and other,
whiche vnder the colour of hypocrisse, dissimuled sanctite, and false
feined miracles, traitorously intended to distroy our soueraygne
lord the kyng, and to depriue him of his realme
and bygnitie royall. Capitulum.

The lordes and commons in this present parliament assembled
most humbly beseechen the kynges highnes, that for the decla-
ration of his most pure & sincere conscience, in the denouce & se-
paration lawfully had & done by him his maieste, & the right
wellent princes the lady Catharine, & for due punishment to be had of su-
ch persones as malicioously maligning agaynst the same, haue traitorously

attempted many notable and dangerous things, the difficultie and of the
 peace & tranquillitie of this realme, & for the repression, example, & retri-
 mation of the malice & malignities, whiche hereafter may be feared and
 feared & compassed by such craftie doers to make division within this re-
 alme, that it may be caused to move and to move following, that is to say,
WVHERE OVR sayde souerayne lorde, lyke a good and a vertuous
 prince, beinge advised and for comforted in his conscience with the ma-
 rriage whiche was solemnized betwene his maistie, and the sayde right
 excellent prince, the lady Catharine late wyfe of the right excellent prince
 Arthur, naturall brother to our sayde souerayne lorde, to the whiche prince
 Arthur, the sayde lady Catharine was lawfully married, and by him carnally
 begetten, for the only discharge of his conscience against almighty god
 by all other wayes and means searched, studied, devised, and considered,
 as well with sondie naturalities of Chrysostome, as with a greaite num-
 ber of excellent doctores learned in divinite, of the validite and inbalance
 of the sayd marriage solemnized betwene his highnes, and the sayde lady
 Catharine beinge before the sayd marriage his sayde brothers wyfe, and by
 hym carnally begetten. And after the determinate and piagme judgement
 of the sayde sonny universities and well learned menne, by reason of infor-
 mes in the holy scriptures of god, by a greaite studie and deliberation, it
 was decided and signified unto our sayde souerayne lorde, that the sayde
 marriage solemnized betwene his highnes, and the sayde lady Catharine,
 was prohibited and detested by the lawes of almighty god: our sayd sou-
 raygne lorde therupon purposed for a iuste and lawfull separation and re-
 noye to be had betwene his highnes and the sayde lady Catharine from the
 bondes of the sayde unlawfull and detested marriage, as to a good catho-
 lyke prince belongeth to do in that behalfe, to the intent that his maistie,
 under the bondes of a lawfull marriage, consonant and agreeable unto the
 lawes of almighty god, might have issue and procreation for the welthe,
 peace, rest, tranquillite, and suretie of this his realme and subiects of the
 same: whiche devoyr and separation, is now lawfully had, and our sayde
 souerayne lorde iustly and lawfully married to his most here and entirely
 beloved wyfe queene Anne, and by her hath had issue, and is like (god beinge
 pleased) to have moe, to the great comfort, rejoyce, and suretie of all his
 subiects of this realme. And all be it that our sayde souerayne lorde
 lyke a good catholyke prince, for the only discharge of his conscience, and
 for the welth and suretie of this his realme, moost prudently, mooste deli-
 berately, moost gently, mooste meekly, and mooste charitably proceeded in
 the undoing and undoing of the validite and inbalance of the sayd
 detested and unlawfull marriage, and therein painefully travayled by ma-
 ny yeres, not only to the great inquietnes & trouble of his minde, but also
 to his insupportable costs and expenses: yet nevertheless, sinners and schy-
 siphull & disobedient subiects of this realme, whose names and offences
 shal appere and be declared hereafter, beinge maliciously spread in a contrary
 opinion

HENRIC OCTAVI

opinion against the pure judgement of the byrgens olde conscience, and also the determinations of the said lord by universall and well lerned men, wel perceyving that they, beyng but a fire in thombe, coude not by theyr sayde bysfull and peccarie opinions, grounded of malice, corruption, and affection, haue no interrupter the sayd denysall and separation by any lawfull meanes; byd therfore, by fals seined hypocrisie, dissimuled sanctitie, and cloked holynes, not only set forth and put in the heades of a great number of the subiectes of this realme; no well nobles as other, spiritual and temporall persons, that they haue knowledge by revelation from almyghty god and holy saintes, that god shuld be displeased with our sayd soueraine lady, for his sayd proceedings in the sayd denysall & separatiss of the sayd detestable unlawfull marriage, but also furnished amonges other thinges, that god had reuelid to an holy woman, whose name hereafter shalbe mentioned in this acte, that in case his byrgenes proceeded to the accomplisment of the sayd denysall, & married an other, that then his maiestie shuld not be king of this realme, by the space of one month after; and in the reputation of god, shuld not be kyng one day, nor one houre, with many other fals seined and insinuate fables, tales, and lyes by theym unlawfully & traitrouly practised, devised, imagined, and conspired aswell to the blasphemy of almyghty god, as against our sayd soueraine lord, as by the particulars therof, here after more at large in this present acte shalbe exprest. That is to saye.

CHAP. I. Of one Elisabeth Barton (nowe beyng a nonne professed in the house and priory of saint Sepulchres of Canturbury) which long afore she was professed nonne, dwelled with one Thomas Cobbe, in the parochie of Wington in the countie of Kent; and hapned to be visited with sickness, & by reason therof brought in suche debilitie and weakenes of her bodyn, because she coude not eate ne drinke by a longe space, that in the violence of her infirmite, she seemed to be in trances, and spake and vttered many by the wayd wordis. And one Richard Spaster clerke, being person of the sayd parochie of Wington in the sayd countie of Kent, after that he had made to the late archbishop of Canturbury a far larger report concerning her hypocriticall, traitorous, & speeches of the sayd Elisabeth than he coude iustifie and abyde by, and after that he was commaunded by the said archbishop to give good attendaunce vpon her, yf she shuld fortune to haue any moe suche tales & speeches, and to sende him knowledge therof, to the intent to mainteine, upholde, and verifie suche report as he had made, as well to the archbishop as to other, of the wonderfull trances and speeches of the sayd nonne falsely and craftely insinuated the sayd Elisabeth, that she vttered many wordes, whiche she spake in her trances, afore his risinge to the archbishop as he sayd, proceeded of thinspiration of the holy gost: & that he was greatly to be blamed, yf he wold hyde or dissemble the wonderfull byrges of god she wold in her: For afore this his sayd information & insinuation, she sayd constantly, that she coude not remembre, that she spake any suche notable wordes in her trances, as were reported unto her by the

sayde

said Richard Master. Whiche Elisabeth, being in this manner of life ab-
 ten times gladdened, procured, & informed by the said pson of Aldington, who
 holden a charge to forge, sew, & counterfeit such manner of trilles & crafty
 speeches as the said pson of Aldington told her that she did in her sickness
 afore he went to the said archbishop. And when the sayde Elisabeth had
 used this manner of fals & forged counterfeit for a tyme, & was pfect therein
 (so that the same thereof was greatly spred abroad in those parties of land) then
 the said pson, to thintent accompanie, & to thintent the people shuld give more
 faith & credence unto her, & because he wold have increased the deuotion of the
 people in coming on pilgrimage to a chapel set in Court at strete asforesaid,
 within his sayd goche dedicate in the honour of our lady, for his own lute
 & aduantage imagined, deuised, compassed, & declared with the sayd, helpe,
 & counsaile of one Edward Bocking monke pfofessed in the monastrie in
 Chyche church in Canturbury, & doctor in diuinite, that the said Elisabeth, be-
 ing in the extremitie & extreme of her sickness, in a manner distract in a trance,
 shuld say amonges other lubberful wordes, that she shuld neuer take helpe
 of her body, tyl such time as she had visited the ymage of our lady, being in
 the sayde chapell at Courte at strete asforesaid: and that our lady had
 appered unto her, and shewed her, that if she came to the sayd chapel at the
 daye to her appoynted, she shoulde be restored to her helthe by myracle,
 where in very dede she was restored to her perfit helthe by dyete and phi-
 syke, and by the counle of nature, whiche expelled the matter beyng cause
 of her sickness, in the meane tyme whyles the sayde personne of Aldington
 was with the sayd archbishop, as is also reherced. And all be it the sayde
 Elisabeth was thus naturally restored to her helthe, yet she beyng ac-
 stomed and acquainted with the manner and facion of his distract traunses,
 by the counsaile, conspiracy, and cōfederacie of the sayd Edward Bocking
 and Richard Master byd falsely pfectise, vse, and shewe vnto the people,
 byuers and meruaylous sobeyne alterations of her sensible partes of her
 bodye craftely bitteringe in her sayde feyned and fals traunses, byuers and
 many heinous and holpe wordes, tendinge to the rebuke of synne, and in
 reproouinge of suche vntue opinions, as then beganne to spryng in this re-
 alme, which she called heresies, as she was inducd and taught by the sayd
 Edward Bocking, and Richard Master, byng all the wayes of
 fals hypocritie, to thintent the people shulde give belefe and credence un-
 to her, whereby they myghte be the sooner broughte into the detestable ex-
 treme of blasphemie, and idolatrie agaynst almyghty god. And the sayde
 Edward Bocking, beyng maliciously fixed in his opinion agaynst
 the bynges byghnes in the sayde detested matrimonie, and intendinge
 in his mynde after wordes for his parte, falsely and traytoursly to dis-
 che the sayde Elisabeth, as a diabolike instrument, to stirre, moue, and pro-
 uoke the people of this realme, as well nobles as other, to mourne and
 grudge agaynst the maiestie of our soueraygne lord, and all his iuste and
 lausfull procedynges in the sayde deuotion and separation, as after he byd
 in very

HENRICI OCTAVI

in very dede, for thaccomplishing of his sayde false malicious & traitorous
 intentis falsely deuised & conspired with the said Richard, that the sayd Eli-
 zabeth shulde shewe and manifeste her selfe to the people, to be an excellent
 vertuous and an holy woman, and that al her wordes and dedes shuld ap-
 pertain to the woilde, to procede of a meruaylous holynes, rebuking the com-
 mon synnes and vices of the woilde, as though she were taughte and in-
 spired of the holpe spirite of god. And not onely moued and counsailed the
 sayd Elizabeth thus to vse her selfe surmittinge to her that she spake suche
 thynges in the extasse of her sickness, that came by thinspiration of god, but
 also counsailed and procured the sayd Elizabeth to be brought & conuerde
 to the said chappell of our lady, and she therein openly in the presence of the
 people (that there shuld be assembled by their procurementis) shuld vse and
 experimente suche lyke trances & alterations of her face, and other the out-
 ward sensible parties of her body, as she vied in the extremitie and extasse of
 her sayd sickness. To whose counsailes and aduertisementes the sayde Eli-
 zabeth agreed. And herbyon at a day by them apoynted and agreed, the sayd
 Edward and Richard, labored, sollicitid, and procured aboute the nombere
 of a thousand yrons to repaire to the sayd chapel, surmitting that the said
 Elizabeth, which as they sayd, had meruaylous & many visions & reuelati-
 ons of god, shuld be brought thither, & there receiue her helth by miracle of
 our lady, whose ymage was in the sayd chapel. By reison of which false fet-
 tered and detestable conspiracy and hypocrisy, at the day by them appointed,
 there assembled to the sayd chapel aboute the nombere of .ii. thousande people.
 At whych day also the sayd Edward Boocking and Richard Waster, procu-
 red and caused the sayd Elizabeth to repaire to the sayd chappell, where the
 said Elizabeth, albeit she at that tyme, a long afoze was restored to helth of
 her body, & discharged of her tormentes & afflictions, whych she had in the
 estate of her sickness: yet neuertheles by the procurement & crafty counsell
 of the sayd Edward Boocking, & Richard Waster, dyd falsely feine & shewe
 unto the people in the same chapel many alterations of her face and other
 outward sensible parties of her body, & falsely feined and shewed her selfe in
 trances, uttering wondrous wordis, as she was afoze subtilly & craftily in-
 duced and taughte by the said Richard and Edward to do. And emonges o-
 ther thynges she uttered, that it was the pleasure of god, that the said Ed-
 ward Boocking shuld be her gostly father, & that she shuld be a religious
 womanne, as she was taughte by the sayde Edward Boocking and Ri-
 chard Waster. And within a whyle after demonstration of suche false fet-
 tered and dissimuled traunses, she appered to the people to be suddenly re-
 uered from her sickness and afflictions, by the intercession and meanes of
 the ymage of our ladye beinge in the same chappell. By meanes of whiche
 false feyned hypocrisye, dissimuled and cloked sanctitie, so conspired and
 craftily imagined by the said Edward Boocking and Richard Waster, the
 said Elizabeth was brought into a meruaylous fame, credit, and good opi-
 nion of a great multitude of the people of this realme. And to increce the

C.ii.

same

same of the sayd fals feined hypocrite, the sayd Elisabeth afterwards by the counsaile and procurement of the sayd Edward Bochyng, entred in to the religion, & became a nonne professed in the sayd priory of saint Sepulchres, to whom the sayd Edward Bochyng, had commonly his resorte, not without probable, vehement, and violent suspicion of incontinencie, pretending to be her godly father by goddis appoyntment. And by conspecte betwene her and hym caused her styl to perswade and abyde in the practising of her sayd fals hypocrite and dissimulynge traunces and raptures, and that she shuld surmit to the people, that when she was in such simulated alteration of her sensible parties of her body, that she was then rapt by almyghty god from the affections of this world, and tolde by the holy spirit of god, many thynges that shuld folow to the world for punishment of the sinnes of the princes and the peple. And that she shuld also saye, that she was much pynched and tempted as well to the synne of the fleshe, as otherwyse, by her godly enemy the deuyll, at diuers and sondy tymes, & in diuers and sondy ways and facions. And yet neuertheles, that she by the grace of god was preserved, and stedfastly resisted suche temptations. By occasion of which consaile & procurement of the sayd Edward Bochyng, the sayd Elisabeth, by continuance of tyme toke suche a courage vpon her, that she falsely feined & sayde, that she had many reuelations of almyghty god, and his holy saintes, with heuently lightes, heuently voyces, heuently melodies and ioyes, and specially in a chapell of saint Giles in the sayd nonnery: to the whych chapell she oftentimes resorted to receiue visions & reuelations, as commaunded by god, as she falsely reported, and specially by nyght, saying that the doytur boze was made open vnto her by goddis power, uttering the same as well to the sayd Edward Bochyng, as to diuers other persons. By the which her fals feined reuelations & cloked hypocrysy, she was reputed amonges many peple of this realme, to be a very holy woman inspired with god, where in verie dede she neuer had vision or reuelation from god, as she hath playnely & openly confessed her selfe. And therfore her speaking forth of the doytur in the night (which was ones or twise weekly) was not for spiritual busines nor to receiue reuelations of god, but rather for bodily communication & pleasure with her frendes, which coude not haue so good leisure & oportunitie with her by day. And for ratification of her fals feined reuelations, the sayd Edward by conspiracy betwene hym & the sayd Elisabeth, reuelled the same to the most reuerend father in god, william late archbishop of Ely, who by fals & untrue surmises, tales, and lies of the sayd Edward & Elisabeth, was allured, brought, & induced to a credite therein, & made no diligent searches for trial of their said falsshodes & considerations, but suffred & admitted the same to the blasphemy of almyghty god, & to the greet dishonour of the prince & peple of this realme. And for a perpetual memory of the said feined & dissimulated hypocrysy & fals reuelations of the sayd Elisabeth, the sayd Edward Bochyng, Richard & after & one John Dering, a monke in the sayd nonnery of Christis church forsaide, made wyte, & caused to be written

HENRIC OCTAVI

ten senten bokes bothe great and smalle, bothe printed and wytten, concerning the particularities of the sayd fals and feined hypocryte and revelations of the sayde Elisabeth, w^{ch} the defense o^r greute prayse of the same: wherbyng and puttyng forth the same false and feined practyses and revelations of the sayd Elisabeth to be full and true miracles, shewed by almyghty god in the fauour of the sanctite of the sayd Elisabeth, where in dede they bene and were falsly deuised, compassed, conspired, wytten, spoken, and John Deringe, to thowly intente to brynge the sayde Elisabeth in the fame and credite of the people of this realme, wherby the people shulde the more be apte and disposed by her fals cloked hypocryte and sanctite, to committe the crimes of blasphemie and ydolatre agaynst god, also the soner induced by the false revelations of the sayde Elisabeth to murmur, grudge, and of enuytous agaynst the maiestie of our said souerayn lord, to the greut peill and danger of his most royal person. And one Edward Thwaites gent. translated and wrote byuers quaitres and shetes of paper, concerning the sayd fals feined revelations & miracles of the sayd Elisabeth. And also one Thomas Laurence of Canturbury, being regester to the archedecon of Canturbury, at the instance and desite of the sayd Edward Bocking, wrote a greut boke of the said fals and feined miracles and revelations of the sayd Elisabeth in a faire hande, redb^e to be a copie to the printer, when the sayd boke shulde be put to stampa.

Images wherby fals & feined revelations furnished by the sayd Elisabeth and put in wytynges in byuers bokes by the fals conspircie, meanes, and procurement of the said Edward Bocking, Richard Speller, John Deringe, and othes they^r complites, there is expessed, that the deuyll shuld appere to the sayd Elisabeth in diuers facions, somtymes lyke a man wantonly apparelled, somtyme lyke a birde deformed, and somtyme ootherwise. And that they^r Higdulene shuld ofte apere to the sayde Elisabeth, & reuele to her many revelations. And at one tyme shuld deliuer to her a letter wytten in hurn, wherof wherof was hymned with golden letters, where in dede the same letters were wyten with the hande of a monke of saint Augustins in Canturbury named Haukberk.

There was also wytten and dained amonges the sayd fals & feined miracles & revelations, that when the kinges byghnes was at Calers in the enferme betwene his maiestie the kyng, & hering masse in the church of our lady at Calers that he was so despleased with the kinges byghnes, that his grace saw not that he was at the masse the blessed sacrament, in foume of brende: for it was taken away from the priest (being at masse) by an angel, and ministered vnto the sayd Elisabeth, then being there present & myssible, & sodenly conuerted & brought again by the power of god in to the sayde nonnery, where he is buried, with many othe fals feined fables & tales deuised, conspired, & furnished by the sayde Elisabeth, Edward Bocking, and John Deringe, written as miracles in the sayde bokes for a memorie to set forth the fals

C.iii,

and

and feigned hypocrite & clothed sanctitie of the said Elisabeth to the people of this realme, as by the sayde sondry booke and treatises therof made, sent, and examined by the kynges most honourable counsaile more plainly appereth: In whiche booke be written such termes and sentences of reproche and slander against the kynges highnes, & the quene, which were to shameful to be written against the most vile and ingratious persons living, which to here it wolde abhorre excepte twelve subiects of this realme.

¶ And after the sayde Elisabeth, by suche her false and feigned hypocrite and dissimuled sanctitie was brought in a great bzute and shame of the people in sondry parties of this realme, then the sayd Edward Boockinge by procurement and secrete conspiracie of divers persons unknowne, which maligned against the proceedinges of the kynges highnes, for the separation and deuoyse in the sayde detestid and vnlawfull marriage traitorously intending to put the kynges highnes in a murmur and evil opinion of his people, for the same counsailed & stirred the sayde Elisabeth, that she shuld make a petition of almygyt god, to knowe whether god was displeased with the kynges highnes for proceeding in the said deuoyse and separation of the marriage betwene his highnes & the sayd lady Catharine, declaring to her many times, that he and diuers other notable learned men of this realme, and many of the common people of the same, were in firme opinion, that the kynges proceeding in the sayde deuoyse, was against the lawes of god. Wherupon the sayde Elisabeth subtylly and craftily conceyving the opinion and mynde of the sayde Edward, willing to please him, reueled and shewed vnto the sayd Edward, that she had knowlege by reuelation from god, that god was highly displeased with our sayd souerayne lord for the same matter. And in case he desisted not from his proceedinges in the sayde deuoyse and separation, but pursued the same, and married agayn, that then within one month after suche marriage, he shuld no longer be kyng of this realme: and in the reputation of almighty god, shulde not be a kyng one day nor one houre: and that he shulde dye a villayne deathe: Sayinge farther, that there was a roote with thye branches, and tyll they were plucked vp, it shulde neuer be merie in Englande: interpretinge the roote, to be the late lord Cardinall, & the fyrst branche to be the kyng our souerayne lord, the seconde the duke of Norfolk, and the thyrde the duke of Suffolk.

¶ Whiche fals feined reuelations, by the mischeuous & malicious counsaile and conspiracy of the sayde Edward Boockinge, with the sayde Elisabeth, were written and expressed in the sayd booke and volumes, conteyning the false & feined reuelations & impieties of the sayd Elisabeth for a perpetual memoire therof, to shew reproche & perill of destruction of the kynges person, his honour, fame, and name: and pryncely and secretly set forth by the sayde Elisabeth, Edward Boockinge, John Dering, and Richard de Wylles generally to divers and many of the kynges subiectes, and specially as to electe persons, to the reuerende father, John bishoppe of Rochester, and John Adelson clerke, chapelyne to the same byshop, & to one Henry Colles priest,

HENRICI OCTAVIA

yfesse, bachelier of diuinite, to Hugh Riche, seier obseruant, and late war-
 den of the seiers obseruantes of Canturbury, whiche beate malice and
 malignite to al the kynges procedynges in the sayde deuoyse & separation,
 because it was contrary to their pccurte & stowarde opinions, intendinge
 by colour of the sayde false and feyned hypocritie and reuelations of the
 sayde Elisabeth not onely to let the sayde deuoyse and separation, but also
 to bringe and set forth secretly in the heedes of the people of this realme,
 as well nobles as other, that all the kynges actes and procedynges in the
 same, were agaynst holy scriptures and the pleasure of almyghty god: wher-
 by the kynges byghnes shulde be broughte in a grudge and euill opinion
 of his people. And the sayde John Wypppe of Rochester, Henry Golde,
 Hugh Riche, Rycharde Rysby, Rycharde Waster, John Weryng, at son-
 dyr and seuerall tymes and places spake with the sayde Elisabeth, & toke
 relation of her of the sayd false and feyned reuelations, whiche she feyned
 that she had of almyghty god, as well concernynge the kynges byghnesse
 as other, after the fourme and termes aboue specified. And hauing know-
 ledge therof the sayd Hugh Riche Rycharde Rysby, and Henry Golde clerke
 gaue luche hynde and constant credit therunto, that they traytously con-
 cealed hit from the kynges byghnesse, and traytously beleued in theyr
 hartes, that the kyng our souerayne lord, after his late mariage sole-
 mnisid betwene his byghnes and his sayde modre were any entirely beloved
 by queene Anne, was no longer rightfull kyng of this realme, in the re-
 putation of almyghty god, wherby in theyr hartes and willes they tray-
 tously withdore him from his byghnes theyr natural dueties of obedience:
 And secretly taught and moued other persones (to whom they reueled the
 sayd false and feyned reuelations) that they ought and myght lawfully do
 in the same wyse: and practised the sayde matters agaynst the kynges ma-
 iesty, falsely, maliciously, and traytously at sondry places and tymes with
 fathers and nonnes of Mon, and diuers monkes of the Charter house
 of London and Whene, and with dyuers seiers obseruantes of the places
 of Rychemont, Grenewiche and Canturbury, and to dyuers others bothe
 spiritual and tempozall persones in great nombze, to thintent to sow a se-
 crete murmur and gruge in the hartes of the kynges subiectes agaynst the
 maiesty of our sayd souerayne lord, and all his procedynges in the sayd
 deuoyse and separation, intendinge thereby to make such a diuision and re-
 bellion in this realme, amonges the kynges subiectes, wherby the kynges
 byghnes shulde not onely haue ben put to perill of his lyfe, but also in lea-
 sures to be depriued from his crowne and dignitie royall.

And for a moze playne and particuler declaration of the malicious and
 traitorous intentis of the said Elisabeth, Edward Becking, John Weryng,
 Hugh Riche, Rycharde Rysby, and Henry Golde, they concluded by a confe-
 deracie amonge them selves, eche with other, to set forth in sermones & pro-
 cedynges the sayd reuelations to the people of this realme, agaynst the kin-
 ges maiesty, whan so euer it shulde please the sayde Elisabeth, to appoynt
 theym

them the tyme, when they shuld so do: and agreed eche with other secretly and set forth the sayd false and feyned revelations to their acquaintances and frendes in this realme, intending to make a great multitude of people of this realme, by their secreete conspiracies, in an aptnes to receive & take such theire secrets and prynges, whiche they intended to make, as is aforesaid, concerning the premises, traitrously intending thereby to put our sayd souerayne lord, not only in the perill of his life, but also in the jeopardy of losse and deprivation of this crowne & dignitie coroll of this realme from hym and his lawfull succession for ever. And in accomplishing the sayd traitrous and malicious intentes against our sayde souerayne lord, they caused the sayd Elisabeth, at two tymes, secretly to declare the sayd false and feyned revelations to.ii. of the popes oratours and ambassatours at the cyties of Canturbury and London. At whiche tyme the sayd Henry Golde toke upon him to be interpretatour thereof, betwene the sayd Elisabeth and one of the sayde oratours named Antony Dulleon: and thyngepretatour to the other oratour named Dullester, was the fofolaid Laurence of Canturbury to the intent the kynges highnes, and all his proceedinges in the sayde deuorke and separation shulde be brought in to an euill opinion with the pope and other outwarde princes and potentates. And the sayde Hugh Riche actually traueyled so sondry places of this realme, & made secreete relation of the premises, concerning the kynges highnes, to diuers lordes bothe spiritual and temporal, and diuers other persons lay and learned, secular and religious. And the sayde Henry Golde ouer this, actually traueyled and made relation thereof to the lady Catharine princes daughter, to animate her to make comotion in this realme, against our sayde souerayne lord, surmytting that the sayde Elisabeth shulde haue by revelation of god, that the sayde lady Catharine shulde prospere and do well, and that her sone the lady Mary the kynges daughter, shuld prospere and erygne in this realme, and haue many frendes to susteine and mainteine her. And the sayde Elisabeth and Edward Bochyng, John Dering and Richard Wadsworth actually traueyled to diuers places in this realme, and made secreete relation of the sayd false feyned hypocrisie and revelations of the sayd Elisabeth, and gaue knowledge herof to diuers other sondry persons of this realme.

All whiche conspiracies and confederacies of the sayde Elisabeth, and other her compliers aboue mentioned, was traitrously and maliciously devised and practised by the sayd Elisabeth, Edward Bochyng, John Dering, Richard Wadsworth, Henry Golde, Hugh Riche, and Richard Ryle, to the intent traitrously to destroy our sayd souerayne lord, and to deprive hym and his lawfull succession from the crowne and dignitie coroll of this realme, whiche matter hath ben practised and imagined amonges them for the space of many yeres: wherof the hole circumstance were very longe to be wyrtten in this acte. And the sayd John Fisher bishop of Rochester, and one Thomas Golde gentylman, and the sayde Thomas Laurence,

HENRICIOCTAVIA

Edward Thwaites, and John Adeson chaplayne to the sayd John bishop of Rochester, haupnge knowlege of the falsse feyned and dissimuled reuelations, traitorousely conspired against our sayde soueraygne lord (as is aforesayde, byd neuertheles make conceymente therof, and vttered not the same to our sayde soueraygne, nor any his honourable counsell, against their dueties and alleageaunce in that behalfe.

And furthermore the sayde Thomas Golde, for the accomplisshement of his sayde mooste traytous intende, hath of late ben a messenger frome the sayde Elizabeth, sithen she was in ward in the tower of London for the sayde mooste fals and traytous offences by her and her sayde complices committed and done, he then bringe at liberty, by his message hath caused blurs others to stande styll by her reuelations, that they were of god: Not withstanding that she had confessed al her said falsshes befoze diuers of the kynges counsaylours, and that they were manifestly proued, founde, and tryed most falsse and vnttrue: wherby the thyng he bydde onely to raise and put sedition and mutiny in the people against the kynges highnes, his crowne and dignitie royall. And one Thomas Abel clerke, beyng of the confederacie aforesayde, and takynge suche ferme and constante credite to the sayd fals and feyned reuelations and miracles of the said nunne, not onely caused to be printed and sette forth in this realme dyuers booke against the sayde deuoyce and separation: to the disclander of our sayde soueraygne lord, but also animated the sayde lady Catharine obstinately to persist in her wyfull opinion against the same deuoyce and separation: and after the sayd deuoyce lawfully had to vsurpe and take vpon her styll to be queene: & procured dyuers wytynges to be made by her, by the name of queene: and also procured and abbeted the seruauntes of the sayde lady Catharine against the kynges expresse com mandement and proclamation, to name, calle, accepte, and repute the sayde lady Catharine for queene of this realme: to the intent to make a common diuision and rebellion in this realme, to the great perill and daunger of our sayd soueraygne lord.

In consideration of all whiche pemysses, and for as moche as the sayd fals feyned and dissimuled hypocryse, cloked sanctitie, reuelations, and feyned myracles of the sayd Elizabeth is plainly confessed befoze the kyngs mooste honorable counsayle by the sayde offenders, and hath bene set forth in this realme, not only to the blasphemie of almyghty god, wherby a great multitude of people of this realme, were not only induced to ydolatrie, but also brought in a murmour and grudge amonges them selves, to the great perill of the destruction of our sayde soueraygne lord and his succession, and to the iopardie of a great commocion, rebellion, and insurrection in this realme, to the vtter desolation therof, yf by the goodnes of almyghty god, and by the great traualle of the kynges, highnes and his nobles and counsaylours, by great serches and examinations, it had not ben reueled and knowen.

Be it therfore enacted, by auctorite of this presente parlyamente, that the

the sayde Elizabeth Barton, Rycharde Gaster, Edwarde Bocking, John Beryng, Hugh Wyche, Rycharde Wyby, and Henry Golde, for their severall offences above rehearsed, by them recognised and confessed, shall be convicted and attainted of hygh treason, and shall suffice suche execution and paynes of death, as in cases of hygh treason hath bene accustomed, and shall lose and forsaite to our sayde soueraygne lord, and his heires and successours for ever, all suche landes, tenementes, and hereditamentes, as they or any of them had of estate of inheritance, in vie or possession at the xx. day of Octobye last past, or any tyme sythen: & also all suche theyr goodes and cattalles as they or any other to theyr vie had the xvi. daye of Januarie laste past, or any tyme sythen. And that also al suche benefices and spirituall promotions, whiche the sayd Rycharde Gaster, & Henry Golde or any of theym had at the xvi. daye of Januarie, or any tyme sythen, shall from the sayde xvi. daye of Januarie be voyde, as though the same Rycharde and Henry were deade of theyr naturall deathes. And that the sayd John byshoppe of Rochester, Thomas Golde, Thomas Laurence, Edwarde Chwarytes, John Adeson, and Thomas Abell, for theyr sayde severall offences shalbe convicted and attainted of mespyllon and conceyement of treason, as persones that have gyven suche credit, counsaile, and counaile beleue to the sayd principall offenders, whereby they have taken courage and boldnes to commytte theyr sayd detestable treasons and offences. And that the sayde John byshop of Rochester, Thomas Golde, Thomas Laurence, Edwarde Chwarytes, John Adeson, and Thomas Abell, for theyr sayde severall offences by them committed, shall suffice imprisonment of their bodies at the kynges wyll, and lose and forsaite to the kynges highnes all theyr goodes, cattalles, and dettes, whiche they or anye persones to theyr vies, or by theyr delivery had the sayde xvi. daye of Januarie, or any tyme sythen the sayd daye. And that suche benefices and spirituall promotions, as the sayde John Adeson, and Thomas Abell, or any of theym had the sayde xvi. daye of Januarie, shall from the twenty daye of Marche the yere of our lord. M. D. XXXIII. be voyde in the lawe, by auctorite of this acte, as if the sayde John Adeson and Thomas Abell were deade of theyr naturall deathes.

And be it further enacted by auctorite aforesayde, that proclamation shalbe made under the kynges great seale in al shires, cyties, boroughes & townes corporate in this realme, as well within lyberties as without, containinge the tenour of this acte, to the intente that the cloked, falsse, and dissimulate offences of the offenders maye be knownen, & the people thereby to take an example of theyr to offende in lyke cases hereafter, and that in everie of the sayde proclamations shall also be added and contained, that everie suche person and persons, whiche hath in theyr custody and keepinge any booke, scrolles, or wytynges containinge any the falsse sayed revelations and dissimuled miracles of the sayd Elizabeth, or any of theym shall within xl. dayes nexte after suche proclamations bringe or cause to be brought

HENRIC OCTAVIA

broughte the sayd booke scrolls, and wytynges unto the lord Chancellor of Englande, lord treasourer, lord president of the kynges most honorable counsaile, and lord priue seale, or to one of them, vpon payne of imprisonment, and fine makinge to the kyng our souerayne lord. And if any person or persons after suche proclamations had and made accorde as is aboue sayde, knowingly and wyllynge doo receyue and kepe anye suche booke, scrolls, or wytynges, and canie them not to be deliuered accorde to the tenour of the sayd proclamation aboue reherced: that then any person offendynge the same, and beyng thereof by due examination conuicted before any of the kynges counsaile, shall suffre imprisonment, and make fine to the kyng by the discretion of the kynges counsaile, accordinge to the merites of his offence.

And albeit that a great nombre and multitude of other the kynges subiects of this realme, as well spirituall as temporell, whose names be not aboue specially mentioned, by theyr greaite negligences and folyes, inclyned to the fauour, haue spoken with the same Elizabeth, and other her counsaile and conspiratours aboue specified, & haue had relation and knowledge to theym geuen in and vpon the feyned and false reuelations and myracles aboue reherced, as wel concerninge oure sayde soueraygne lady as otherwyse: and haue made conceymente therof, not utterynge the same vnto the kynges maieste, nor to any his honourable counsaile, as is the duetie of trewe liege men appertayneth in that behalfe, whereby they bothely haue deserued to suffre suche punishmentes, paynes, and losses as personnes conceyvinge treasons and other hygh offences, touching the honour and suretie of our sayde soueraygne lord, owen of good will and equitie and lawe to do. YET neuer the lesse the kynges royall maieste, at the humble suite and contemplation of his moste deere sonne and welde beloued wyfe quene Anne, of his moste gracious benygnytie is pleased and contented, that it be enacted by auctorite of this present parlyamente, that all and euery other his subiectes not aboue named and atteynted by this acte, shall be released, acquyted, and discharged agensse bys hyghnesse, his heires, and successours for euer, and for all maner of conceymentes, offences, trespasses, communications, misprisions, contemptes, and misdemeanours, whiche they or any of them before the twentye daye of October laste paste committed or dydde commynge the sayde false and feyned myracles and reuelations of the sayde Elizabeth, or any parte thereof, and of all circumstances and demeanours touchynge the same, so that none of his sayde subiectes, other than be conuicted by this acte shall hereafter by anye meanes be impeached, challenged, or troubled by oure sayde soueraygne lord, his heires, or successours concernynge the premises or any parte or circumstance thereof, but shall be by this present acte pardoned and released thereof for euer.

HENRICI OCTAVI

charitie, with the assent of the commons in this present parliament assembled, to ordeyne and enacte, by auctorite of the same, that no personne nor persones from the seale of saynt Michaele the archangell, whiche shall be in the yere of oure lordes god .M.D.XXV. shal kepe, occupie, or haue in his possession in his owne propre landes, nor in the possession, lordes, or groundes of anye other, whiche he shall haue or occupie in ferme, nor other wyse, haue of his owne propre cattall, in vse, possession, or proportion by anye manner of meanes, fraude, craft, or couyn, above the nombre of two thousande shepe at one tyme, within any parte of this realme, of al lordes and lordes, vpon payne to lose and forfayte for euery shepe that anye person or persones shall haue or kepe above the nombre limited by this acte. iii. s. iiii. d. The one halfe to the kynge oure soueraygne lord, and the other halfe to such person, as wyl sue for the same, by original wytte of dette, byll, plowite, or information in anye court of recoorde, in whiche the defendante shall not wage his lawe, nor haue any esoyne or protection allowed.

¶ Provided alwaye, that lambes shall not be accounted of the nombre of shepe prohibited by this acte, so longe as they be vnder the age of a yere and not aboue.

¶ Provided also, that if any person, havinge shepe of his owne, happen to be made executour, or to be administratour to any person, which had shepe at his deathe, or happen to be married to any person, which shall happen to have shepe at the tyme of the marriage: by reason wherof the personne, so beinge executour or administratour, or beinge so married, shall happen by such meanes to be aduanced, and haue aboue the sayde nombre of two thousande: that then in euery suche case, the person so aduanced to lose no penaltie, for havinge aboue the nombre of two thousande shepe by suche meanes, so that within one yere nexte after suche aduancement, the person so aduanced from tyme to tyme, as often as anye suche case shall happen, do put to sale, or other wise dispose so many of the sayde shepe, so as to hym aduanced, or els of his owne shepe that he had before: so that aboue one yere he shall not kepe, haue, or occupie by anye suche meanes, or other wyse by anye fraude or couyn, any moze nombre of theym, then is before limited by this acte, vpon the payne before rehearsed.

¶ Provided also, that if any person by his laste wyll and testament, geue to any chyld within age, any nombre of shepe, and appoynte theym by his laste wyll, to be kepte by his executours, or by any other person, vnto such tyme as the sayde chyld shall come to a certayne age limited by his wyll: that then in euery suche case, after the deathe of the testatour, the sayde shepe so beinge in the possession and occupation of the executours, or of any other person, to the vse of anye suche chyld within age, so that tyme only that the sayde chyld shal be within the age, that he shalbe limited to haue the sayde shepe, by the wyll of the testatour, shall not be accounted against the sayde executours, nor any person so havinge the sayde shepe,

for the intent aforesayde, any of the nombre of the shepe prohibited by this
acte: any thinge in this acte to the contrary therof nor withstandinge.

¶ And it is further enacted, that the Justices of the peace of every shire,
shall have power and authority to enquire of the offenders of this acte, as
well by the othes of twelve men, as by information of any of the kinges sub-
jectes: to make such like procces upon every presentment or information
concerninge this acte, as they vlen comonly to do upon presentmentis be-
foze them of trespass: And that no person beinge convicted by confession or
therwyse, that he hath done or attempted contrary to this acte, shalbe put in
any lxx fine thā after the rates of the forfeitures afoze limited by this act.

¶ Provided always that no persone shall be put to any answer or losse of
any forfeiture by vertue of this acte, at the suite of any the kinges subjectes,
by any originall writt of dette, byll, playnt, or information: except the suite
be commenced within one yere nexte after the offence done or committed
contrarie to this acte. For that any persone shall be put to any were, nor to
any losse of any forsa- ture by vertue of this acte, by reason of any present-
ment, action, or information at the kinges suite, except the sayde present-
ment, action, or information be had and made for the kyng within thre
yeres nexte after the offence done or committed.

¶ Provided also, that all and everye persone and persones beyng the
kinges tempoꝛall subjectes of this realme, and borne under his obediens,
whiche at this present tyme, or at any tyme hereafter shal have or be heirs
of inheritance in possession or in vñ: or that now be hath, or hereafter shal
have iuncture in vñ or in possession: or be or shalbe tenants in dower, or by
the curtesie of Englands, or in anye manors, lordes, tenementes, pa-
stures, scowages, or liberties of foldage within anye parte of this realme of
Englands, Wales, or the marches of the same: that everye suche persone
and persones, haueinge anye suche possession to his owne vse, and everye
suche persone and persones, to whose vse any other persone or person
now is, or be, or hereafter shal be seised of anye suche estate, as is befoze
reheised, may at all tymes hereafter have, enjoy, kepe, and mainteyne upon
the same theiꝝ owne demeyn lordes, and all other theiꝝ pastures, scowages,
and foldcours, whiche they so have, as many theiꝝ owne shepe and lam-
bes in nombre to their proppre vse, profite, & behove as they or anye of them
or anye he had, or lawfully might have had and kepte upon the same, or upon
any parte thereof, at any tyme befoze the makinge of this present acte: this
statute of any thing therein consigned or specified to the contrary in anye
writt withstandinge.

¶ And ever that do it enacted by the authority afoze sayde, that in case any
suche person or persones, haueinge anye suche estate in vñ or in possession of
or in any maner lordes, tenementes, pastures, scowages, or liberties of fold-
cours as is befoze expressed, have or do kepe vpon the same theiꝝ posses-
sions the nombre of two thousand shepe or above: the same person or per-
sons so havinge the nombre of two thousand shepe or above, shal not in any
wise

HENRICI OCTAVI

kepte, kepte, susteyne, or haue any shepe aboute or beside the sayde nombre of
 two thousande, upon any landes, pastures, or feydinges, whiche the same
 persons or persones haue, or here after shall haue, or take on ferme, or o-
 therwise, upon suche like perynes and forfeitures for the same, as be li-
 mitted in the sayde acte; that is to sayre, for euery shepe ouer and aboute the
 sayde nombre of two thousande, the forfylling foure pence. And in case the
 sayde demeyne landes, tenementes, pastures, feydinges, and liberties of
 felocourtes of any person or persones before reherced, suffice not for the fe-
 dyng, pasturing, and keepinge of two thousande shepe, as is before sayde,
 more than euery suche person shall or may lawfully susteyne, or kepe upon his
 sayde demeyne landes, and upon his ferme holdes, whiche he lawfully may
 haue, to the sayde nombre of two thousande shepe, and not aboute, upon
 any of the sayde forfeitures for euery shepe aboute that nombre. III. R. III. C. 1.
 ¶ It is shewed alway and he is charged, that it shalbe lefull to euery person
 or persones within this realme, keepinge a householde, to haue from tyme
 to tyme suche conuenient nombre of shepe, ouer and aboute the nombre ex-
 pressed in this acte, as shalbe necessarie for the onely expences of his house-
 holde, to be provided, kepte and fedde in and upon his owne landes or o-
 ther landes, suche as he lawfully can or maye haue, or provide for, on ferme
 or other wyse: Any thyng in this present acte contrarye to the contrarye
 notwithstandinge. So that the same householder at no one tyme shal haue
 or kepe for the expences of his householde, or by colour of the same, ouer
 and aboute the nombre so by hym lymitted by this acte, any nombre of shepe
 more than shal suffice for the onely expences of his householde for ouerpete,
 without fraude or couyn, any thyng in this present acte mentioned or ex-
 pressed to the contrarye notwithstandinge.

¶ It is also further enacted by the auctorite aforesaid, that no manner person
vassall, of what degree or qualite he is, they be being lord or lordes, owner or
owners, farmer or farmers, of any in any libertie or foldcourtes, within any
shire, cytyng, burgh, or hamlet within any of the countie of Dor-
set, and shal take from and after the feaste of the nativite of our lordes
yngennit commynge, shall take in ferme for terme of yeres, or other tyme
or quilletis of landes or pastures, that is to saye, any nombre of acres of
lande or pasture, apperteynyng to any other persone or persones, levynge
and havynge within the libertie, extente, or precincts of the same libertie
of the sayde foldcourtes: but that they shal paymte and suffice the sayde
person, havynge or havynge for the tyme owner or owners, lessee or lessees
of the sayde quilletis, to manure and pasture the sayde quilletis, And also
to suffice the tyme of the sayde owner or owners, ferme or farmers of the
sayde quilletes, after the rate of the same quilletes to goe with the works
of the owner, farmer, or occupier of the sayde libertie or liberties of the
sayde foldcourtes, payenge the customare charges for the havynge and
levynge of the same, after the rate and use of the countie there common-
ly used, withoute anys interruption therein, to be made by the sayde o'm

not of owners, neither of farmers or occupiers of the sayde liberties, upon payne of forfeiture for everie tyme that anye suche persone, havinge anye suche quillet that shalbe so letted or disturbed of sedynge, herynge, or pasturege any of his shepe soe to be sette and kepte after the rate of his sayde quillet, for everye suche shepe thre shyllinges. *iii. d.*

¶ It is also provided by this acte of thische concerning quillettes, or any thing therein contayned, shal not in any wise be available to any tenant, owner or occupier of anye suche quillet or quillettes, to claime, have or use heretofore anye suche pasture or sedynge of his shepe, in or with anye suche foldcotes, but only where the tenants, owners, and occupiers of anye suche quillettes have had or might have had here to fore of right and dutie shal so have pasture and sedynge in the sayde foldcotes, by reason of theyr tenures and occupations of the same quillet or quillettes, and none otherwys. And where they have not used, ne oughte to have anye shepe sette or kept within anye suche foldcotes, by reason of the sayd tenures, that the owners or occupiers of suche foldcotes may take suche quillettes, lyinge within theyr foldcotes, in ferme, agreeinge with the owners or occupiers of the sayde quillettes for the same.

¶ And for as moche as the nombre of the. C. of shepe in everye countrey be not lyke, in some countrey the grete. C. where. xl. score is accustomed for the. C. and some countrey but onely. v. score: it is este declared by this presente acte, that the nombre of two thousande shepe, lynged to everye person by this acte, shalbe accounted. x. C. for everye thousande, after the nombre of the great hundred, and not after the lesse. C. so that everye thousande shal contayne. xii. C. after the lesse nombre of the hundred.

¶ It is also further provided by the auctorite afoze said, that lammes under the age of one yelle pere, and as moche as shal be from the tyme of the fallynge of them into the flesshe of the nativite of saynt John Baptiste in any pere to come, shal not be adjudged, ne taken for shepe prohibited by this estatute: any thinge in the acte to the contrarye not withstandinge.

¶ It is also further enacted by auctorite afoze sayd, that no maner person, after the sayd feast of the nativite of our lord, shal receyve or take on ferme for tyme of lyfe, piers, or at will by indenture, copy of court rolle, or other wyse, anye mo holdes or tenementes of husbandrie, wherunto anye landes are belonginge, in towne, village, hamlet, or any thing within this realme, above the nombre of twoe suche holdes or tenementes. And that no maner person shal have or occupie anye suche holdes, so newly taken to the nombre of twoe, as is afoze expressed, excepte he or they be dwellinge within the same parishes, wheree such holdes be: upon the paine of forfeiture for everye tyme, that he or they shal have, occupie, or take anye profits of such holdes contrarye to this acte. *iii. s. iii. d.* The one moptye of whiche forfeiture to be to the kynge our soverayne lord, and the other moptye to the partie that will sue for the same in any of the kynges courtes, by bylle, plainte, information, or other wyse within one pere nexte after suche contempt and offence.

HENRICI OCTAVI

ence committed and done, in the whiche none escape, protection, ne wa-
ger of lawe shall be admitted or allowed.

It is also farther enacted by auctorite afoze sayde, that the statutes
made the fourthre yere of the noble pryncce kynge Henry the. vii. and in the
vii. yere of the regne of our soueraigne lord the kynge that now is con-
cerninge the decaye of towncs, and maintenaunce of tyllage and hous-
bandry, shalbe good and effectuell in every thyng accordynge to the true
purport and intent of the same, any thyng in this present act to the contra-
ry not withstandinge.

It is provided also that it may be lawfull to al spirituall persons and everye
of them, to kepe suche and as many shepe vpon theyr owne landes and
after suche forme and maner and none other wyse, as they moughte have
done afoze the makinge of this acte: any thyng mentioned in the same to
the contrary not withstandinge.

An acte for punishmente of Heresie. Ca. xliii.

In mooste humble wyse lamentable shewen vnto your
highnes your most humble louing & obediēt subiectes,
the commons of this your realme, that where the Clergie
of the same, in the seconde yere of kynge Henry the. viii.
one of your mooste noble progenitours, vpon theyr sug-
gestiond impetrate and opteyne by auctorite of parli-
ament, holden in the sayde seconde yere: that it shulde
be lawfull for every ordinarie to conuent, arreste, and imprison any person or
persons, whome they thought defamed or suspecte of heresie, and them to
kepe in theyr prisons tyll they were purged therof or abiured, or commit-
ted to lawe power to be burned after the determination of the holy church &
monicall sanctions, as in an acte made at the parlyamente holden in the
sayde seconde yere of kynge Henry the. viii. amonges other thynges moze at
large dothe appere: for as moche as the sayde acte dothe not in any parte
therof declare any certayne cases of heresie, contrarye to the determinati-
on of holpe scripture, or the canonicall sanctions therein expessed, wherby
your most louing and obedient subiectes mought be lerned to eschewe the
fynners and paynes in the sayd acte compysed, and to abhorre and detest
that foule & detestable cryme of heresie: And also because those wordes Ca-
nonicall sanctions, & suche other lyke conteyned in the sayd acte, are so gene-
rall, that vnto the mooste expert & best lerned man of this your realme, dili-
gently lieng in wayte vpon him selfe, can eschewe and auoyde the penaltie
stauenger of the same acte & canonicall sanctions, yf he shuld be examined
wth such captious interrogatozies, as is & hath ben accustomed to be mini-
stred by the ordinaries of this realme, in cases where they wyl suspecte any
person or persones of heresie. And ouer this for as moche as it standeth not
wth the ryght order of Justice nor good equitie, that any person shulde be
D.iii. conuict

conuicts, and put to the losse of his lyfe, good name, or goodes enties be
 were by due accusation and witnes, or by presentment, verdict, confession,
 or pces of outlawrie: and also by the lawes of youre realme, for treasons
 committed to the perill of your most royal maiestie, vpon whose suretie de-
 penderh the hole welthe of this realme: no persons can ne maye be putte
 to dethe but by presentment, verdict, confession, or pces of outlawrie, as
 is alsoe layde. And herfore it is not resonable, that any ordinaie by any sus-
 peccion conceyued of his owne fantasie, without due accusation or present-
 ment, shulde put any subiecte of this realme in the infamie and sclaunder
 of heresie, to the perill of lyfe, losse of name and goodes. And that also there
 be many heresies & pmes, & punishmentes for heresies declared, & ordeyned
 in & by the said canonicall functions, & by the lawes and ordinaunces made
 by the popes or by shoppes of Rome, and by theyr auctorities, for holdynge,
 doyng, preachynge, or spekyng of thynges contrarye to the sayde cano-
 nicall functions, lawes, and ordinaunces, whiche be but humayne, beyng
 more repugnaunte and contrarious to the prerogative of youre imperiall
 crowne, regall iurisdiction, lawes, statutes, and ordinaunces of this your
 realme: By reason wherof your people of the same, for obsequynge, main-
 teynynge, defendynge, and due executynge of your sayde lawes, statutes
 and prerogative royalls, by auctorite of that acte, made in the sayde seconde
 yere of kyng Henry the. iii. maye be broughte in to sclaunder of heresie, to
 theyr great infamie and daunger and perill of theyr liues.

In consideration wherof it maye please your highnes, by the assente of
 your lordes spirituall and tempozall, and the comons in this present pa-
 rliament assembled, and by auctorite of the same, to aduulle, abrogate, fru-
 strate, and make voyde the sayd acte, made in the sayd seconde yere of kyng
 Henry the. iii. and euery thyng therein conteyned. And neuerthelesse for as
 moche as the mooste folle and detestable crime of heresie, shulde not here-
 after growe and increase, but utterly be abhorred, detested, and eradicate,
 ne that any heretikes shuld be sauoyd, but that they shuld haue condigne
 sufficient punishment. And for the represse of heretikes, and such erroneous
 opinions in tyme comynge, be it establisshed, ordeyned, and enacted, by the
 auctorite of this presente parliament, that the statute made in the fyfthe
 yere of your noble progenitour kyng Rycharde the seconde, and the sta-
 tute made in the seconde yere of kyng Henry the. v. concernynge punish-
 ment and reformation of heretikes and lollardes, and euery prouision ther-
 in conteyned, not beinge repugnant to this acte: shalbe and stande in their
 force, strength, and effecte. It is ordeyned alwayes, and be it enacted for spey-
 presentment to be had of heretikes, that suche person & persones, as haue in
 use or in possession to their owne use, in fee simple, fee talle, for terme of their
 owne lyues, or of any other persons lyfe, landes & tenementes, to the cleere
 petye value of. xl. s. shalbe excecuted, and haue power and auctorite to in-
 quire and present heresies: And that euery presentment made by suche per-
 sons, shalbe as good and effectuell and be put in execution to all intentes;

HENRICI OCTAVI

to lyke manner and fourme as yf every the presentours had had londes and
tenementes, to the pety value of a hundred shyllynges, accordyng to the
amount of the sayd acte of kynge Henry the. v. any thyng in the sayde acte
to the contrary therof not withstanding.

¶ Provided also and be it enacted by auctorite aforesayd, that wheresses in
theyr turnes, and all other haupinge turnes, and stewardes in theyr letes,
rapes, and wapentackes, shall have power and auctorite to enquire of he-
resies lyke as they enquire of common amercances, and that every pre-
sentment made in any turne, lete, rape, or wapentacke concernynge here-
sies, shall be certified to the ordinarie in suche maner and fourme as pre-
sentmentes afoze any Justice assigned by the sayde acte of kynge Henry
the. v. are lymitted and appoynted by the same act to be certified: And lyke
proces shall be had, made, and executed, vppon everye suche presentment
to be made in any turne, lete, rape, or wapentacke as is lymitted in the said
acte of kynge Henry the. v. vpon presentmentes taken afoze the Justices
assigned by the same acte to inquire of heresies.

¶ Provided alwaye and be it enacted, that no manner of licence or aucto-
rity, or other thinge or thinges be hereafter had or obtayned of the byshop
of Rome, or other wyle called the pope, to pwarde in any part of this realme,
to do any thyng in the same contrary to the lawes and statutes of this
realme, or the kynges prerogative royal, vpon the paynes lymitted in the
sayd lawes and statutes of this realme: any thing conteyned in the preamble
of the sayde estatute of kyng Richard the second, or in any the statutes
before rehersed, or in any statutes of this realme to the contrary therof not
withstandinge.

¶ And be it further enacted by the auctorite aforesayde, that every person
and persons being presented or indited of any heresie, or duly accused or de-
manded therof by two lawfull witnesss at the lest, to any ordinaries of this
realme, haupinge power to examine heresies, shall and may after every su-
ch accusatiō or presentment, & none other wyle, nor by any other menes be
seized, consuited, arrested, taken, or apprehended by any the sayd ordinaries
or any other the kynges ministers and subiectes who soo euer. And after
they shall be so taken and apprehended, shall be committed to the ordinaries
to answer in open court and in an open place to theyr suche accusation
or presentmentes. And yf they shall happen to be lawfully consuited of the
same, wherof they are so accused or presented: that then they shall abjure
if they wyl refuse and renounce theyr sayde heresies, wherof they shall be so
accused or presented, as is aforesayde, and do suche reasonable penance for
theyr offences as shall be lymitted by the discretion of the sayde ordinaries.
And yf they after theyr lawfull consuition, refuse to abjure, or after abju-
ration fall in relapse, and be duelye accused or presented, and consuited ther-
of as is aforesayde: than then in suche cases they shall be committed to lap-
sary, to be burned in open places for example of other, as hath bene ac-
customed, the kynges wytt. De hereticis comburendo, syt had & obtayned
for

for the same

And where the great nombre of the kynges subiectes, hauynge litle or no lernynge nor knowlege of letters, haue ben put in opinion; that by dyuers lawes, decrees, ordynances, and constitutions heretofore made by the byshop of Rome, called the pope, and his predecessours, as by theyr auctorite for the advancement of theyr worldlye glorie and ambition, euery man, that in any thyng speaketh as both agaynst the sayde pretended power, as auctorite of the same byshop of Rome, as any the said lawes, decrees, ordynances, and constitutions standeth in danger, and is impeachable of heresie: whiche effecte as matter, as any suche lawes, decrees, ordynances, or constitutions, not approued & confirmed by holy scripture, was neuer commonly accepted as confirmed to be any lawe of god or man within this realme. Wherfore be it enacted and ordeyned by auctorite of this present parliament, that no maner speakynge, doynge, communication, or holdynge agaynst the sayd byshoppe of Rome, or his pretended power or auctorite, made or gyven by humayne lawes or policies, and not by holy scripture nor any speakynge doynge communication or holdynge agaynst any lawes, called spiritual lawes, made by auctorite of the se of Rome, by the policie of men, whiche be repugnant, or contrariant to the lawes and statutes of this realme, or the kynges prerogative royall: shalbe demed reputed accepted or taken to be heresie. And that any subiecte, or resydent of this realme shalbe for any suche speakynge, doynge, communication, or holdynge, impeached, vexed, or troubled for any poynte or matter of the sayde detestable crime of heresie: any what so euer canon lawes, decrees, ordynances, constitutions, or other thyng here tofore made, or beinge, or hereafter to be made to the contrary therof not withstandynge.

Provided alwaies that suche person and persons, as shall happen to be accused, presented, or indited of heresie, as is aforesaid by this acte, shal and may be letten to baile by the ordynaries by theyr discretions, as in theyr defaute, if they refuse so to do, then by the discretion of two Justices of peace of that shire, where suche persons so accused or presented, shall inhabit, by. iiii. sufficient sureties to be bounden to the kynges vse by obligation or recognisance to appere befoze the ordynaries at suche dayes, tymes, and places, as shalbe limyted in the sayde bonden by the sayde ordynaries, or in theyr defautes, by the sayde two Justices, excepte the ordynarie can and do declare vnto the kynges hyghnes, and to his counsaile, a reasonable cause that the sayd person or persons so accused or presented of heresie, shuld not be let to baile, as is aforesaid limyted.



An acte concernynge pynters and bynders of bookes. Card.

Where as by the prouysson of a statute made in the fyfthe yere of the reygne of kyng RICHARDE the thyrde, hit was prouyded in the same acte, that all straungers, repaynyng in to this

HENRIC OCTAVIA

this realme, myghte lausfully byynge into the sayd realme printed and wrytten booke to selle at theyr libertie and pleasure. By force of whiche prouision there hath comen into this realme sithen the makinge of the same, a marvellous nombre of printed booke and dayre booke. And the cause of the makinge of the same prouision semethe to be, for that there were but fewe booke and fewe printers within this realme at that tyme, wherby they could not wel exercise and occupie the sayde science and crafte of printinge: After the lesse, sithen the makinge of the sayde prouision, manye of this realme, beyng the kynges naturall subiectes, haue gyven themsoo diligentely to lerne and exercise the sayde crafte of printinge, that at this daye there be within this realme a greate nombre counnyng and experie in the sayde science or crafte of printinge; as able to exercise the sayde crafte in all poyntes, as anye straunger in anye other realme or countrey. And furthermore where there be a greate nombre of the kynges subiectes within this realme, whiche lyue by the crafte and mystrye of printinge of booke, and that there be a greate multitude wel experie in the same: yett all this not withstandinge there a dyuers persones, that comynge from beyonde the see greate plentie of printed booke, not onely in the latyne tonge, but also in our maternall englishe tonge, some bounde in booke, some in lether, and some in parchement, and them selle by retayle, wherby many of the kynges subiectes, bringe bynders of booke, and hauing no other facultie wherewith to gette theyr lyvinge, be destitute of worke, and lyke to be vndone: Except some reformation herin be had. Be it therfore enacted by the kyng our souerayne lord, the lordes spiritual and temporal, and the commons in this present parliament assembled, and by auctorite of the same, that the sayd prouision, made the fyfth yere of the sayd kyng Richard the thirde, from the feaste of the natiuite of our lord god next comynge, shalbe voyde and of none effecte.

And further be it enacted by the auctorite aforesayde, that no person or persons, resident or inhabitant within this realme, after the sayd feaste of Christmas next coming, shal be to sel ageyne any printed booke brought fro any parties out of the kynges obediens; redye bounden in booke, lether, or parchement, vpon payne to lose and forfayte for euery booke bounde oute of the sayde kynges obediens, and brought into this realme, and bought by any person or persons within the same to selle ageyne, contrary to this statute, the summe of eight pence.

And be it further enacted by the auctorite aforesayde, that no person or persons, inhabitant or resident within this realme, after the sayd feaste of Christmas, shal be within this realme, of any straunger, by anye oute of the kynges obediens other then of denizens, any manner of printed booke, brought from any the parties beyonde the see, except onely by engrole or not by retayle: vpon payne of forfayture of. vi. s. viii. d. for euery booke so brought by retayle, contrary to the fourme and effect of this statute; the sayd forfayture, to be alwayes leuyed of the byers of any suche booke, contrary to this

this act: The one halfe of al the sayd forsaithures to be to the vse of our souerayne lord the kynge, and the other maytie to be to the partie that will sue for the same in any of the saynges courtis, be it by byl, pleyer, or information, wherin the defendant shal not be admitted to wage his law, nor no protection, ne cloyne shalbe vnto hym allowed.

¶ Provided alwaies and be it enacted by the auctorite before sayde, that if any of the sayde printers or sellers of printed booke, inhabited within this realme at any tyme here after happen in such wyse to enhance and encrease the prices of any suche printed booke in sale or byndynge as to bynde and vnsoueraigne prices, in suche wyse as complaynte be made therof vnto the saynges bynders, or vnto the lord chawncellour, lord treasurer, or any of the chiefe Justices of the one bench or of the other: that then the same lord chawncellour, lord Treasurer, and chiefe Justices, or two of any of them, shall haue power and auctorite to enquire therof as well by the othe of xii. honeste and discrete persones, as otherwyse by due examination, by theyr discretions. And after the same enhansynge and encreasynge of the sayde prices of the sayde booke and byndynge shall be soo founde by the sayde. xii. men or otherwyse by examination of the sayde lord chawncellour, lord treasurer, and Justices, or two of them: that then the same lord chawncellour, lord treasurer, and Justices, or two of them at the last, from tyme to tyme, shall haue power and auctorite to reforme and redresse suche enhansynge of the prices of printed booke, from tyme to tyme by theyr discretions, and to limite prices as well of the booke as for the byndynge of them: ouer that the offender or offenders therof, beyng convicted by the examination of the same lord chawncellour, lord treasurer, and two Justices, or two of them, or other wyse, shall lose and forsaite, for euery booke by them solde, wherof the price shall be enhansed, for the booke byndynge therof. iii. s. iiii. d. The one halfe therof shalbe to the saynges bynders, and the other halfe vnto the parties grieved, that will complayne vpon the same, in maner and forme before rehearsed.

¶ In acte that euery sidge of the byghe courtis and certayn other, maye haue one chaplayne beneficed with cure. **Capit. xvi.**

Where in the parliamente holden at Westmynster in the firste yere of the regne of our souerayne lord kynge Henry the. viii. hit was amonges other thynges ordeined and ordeined, that certayne honorable persones, as well spirituall as temporall, shall haue chaplaynes beneficed with cure, to serue them in theyr honorable houses, whiche chaplaynes shall not incurre the danger of any penaltie or forsaithure, made or declared in the same parliamente for non residence vpon theyr sayd benefices, or for obteynning licences for dispensacions

HENRIC OCTAVIA

times of pluralities. In the whiche acte no p[ro]vision was made for anye of the kynges iudges of his hyghe courtis, commonlye called the kynges bench and the common place, excepte onely for the chiefe iudge of the kynges bench, nor for the chauncellour, nor the chiefe baron of the kynges exchequer, nor for any other inferiour personnes, beinge of the kynges mooste honorable counsaile, as by the sayde acte maye appere. Wherfore hit is ordeyned and enacted by auctorite of this presente parlyamente, that as well euerye iudge of the sayde hyghe courtis, and euerye of the chauncellour and chiefe baron of the sayd exchequer, the kynges general attorneye, and generall sollicitour, whiche for the tyme is, be, or shall be, shall and maye from hence forth at his libertie retayne and haue singularly to euery of them in his house, or attendant to his personne, one chaplayne, hauinge one benefice with cure of soules, whiche maye be absent from his sayde benefice, and not resident vpon the same: The sayde statute made in the sayd p[ar]tye, or anye other statute, acte, or ordinaunce made to the contrarie, in anye wise not withstandinge.

An acte concernynge shotynge in crossebowes and handgonnes. Cap. xvii.

Where before this tyme byuers and sondye good statutes and p[ro]uisions haue bene made and ordeyned for the auoydynge and eschewynge of shotynge in crosse bowes and handgonnes: whiche sayde holsome statutes and p[ro]uisions not withstandinge many & yfyll and lyghte disposed persones frome tyme to tyme haue attempted the breche or violation of the same statutes. In consideration wherof be it enacted, ordeyned, and established, by the auctorite of this present parlyament, that no persone or persones, of what degree he or they be: excepte he or they in their owne ryghte, or in the ryghte of his or theyr wyfes, to his or theyr owne vles, or anye other to be vfe of anye suche persone or persons, haue londes, tenementes, fees, annuities, or offices to the p[er]ceiue value of an hundred poundes, frome the first daye of June nexte comynge, shall shote in any handgonne or crossebowe, or vfe or kepe in his or theyr houses, or els where, anye crossebowe or handgonne, vppon payne to forfait for euery tyme that he or they soo do, lunde, contrarie to this acte. x. li. And that it shalbe lefull to euery persone, that maye vfe and kepe any crossebowe or handgonne, or that maye shote in the same (not withstandinge this acte) to styfe and take euerye suche crossebowe and handgonne or anye of theym, frome the keepynge or possession of anye suche offender, and the same to kepe or retayne to his or theyr owne vfe. And be it further enacted by the auctorite afoze sayde, that no lordes or owners of anye leetis, heare or maynteyne anye of theyr tenants or seruantes within the p[re]cincte or iurisdiction of theyr leetis, to doo or ofende contrary to this acte, vpon payne to forfait for euery tyme so offendinge

dynge

Byng. x. li. The one moitie of all the same forfaytures to be to the kinges
highnes, his heires or successors; and the other moitie to the party that
will pursue for the same, by bill, plaint, action of dette, or information in
any of the kinges courtes, in whiche suite no esoyne or protection shalbe
allowed, nor the defendand excused to wage his law.

¶ Be it also further enacted by the auctorite aforesayde, that it shall be la-
tull to the Justices of peace in theyr sessions, and to all Sherwardes and be-
lives in theyr severall letes, to enquire, here, and determine everie such
offence hereafter to be committed or done contrary to the fourme of this
estatute so that alway no lesse tyme then .x. li. be assessed vppon everie
the presentment and conviction accordyng to the due course of the law.
The same tyme so by the Justices of peace, vppon everie presentment or
conviction made before them, to be payed and leuied onely to the kinges
use. And the moitie of everie tyme to be assessed by the Sherwardes or be-
lives of everie lete, vpon everie presentment and conviction before them
to be made, to be payed and leuied to the use of the owner of the same lete
by distress or action of dette: and the other moitie of the same tyme to be to
the party, that will pursue for the same in any of the kinges courtes, by bill,
plainte information, or action of dette, in whiche no esoyne nor protection
shalbe allowed, nor the defendand shalbe received to the wager of his law.

¶ Provided alway, yf that any offender contrary to the forme of this sta-
tute by any manner of processe or meane sythe agensst him conceiued or pro-
sented, shalbe compelled or constrained to pay or content any suche for-
fayture or penaltie, as is aforesayde, for his sayde offence contrary to this
acte: that then everie suche offender, after paymente or satisfaction made
therof, shalbe clerely acquitted and discharged agensst every other person
for the same forfayture or penaltie in everie suite, processe, or presentment
agensst hym to be pursued for the recovery of the sayde penaltie.

¶ Be it also further enacted by the auctorite aforesayde, that all licences,
letters, placardes, gyven or graunted, or here after before the sayde first
day of June nexte commynge to be gyven, had, or graunted to any person
or persons by the kinges highnes for the shoting in crossbowes or hand
gunnes, or for the byng or heppinge of the same, contrary to the forme of
this act, shalbe utterly voyde and of none effecte.

¶ Be it also further enacted by the auctorite aforesayde, that all former sta-
tutes made and provided of and for auoydinge and restraynte of shoting
in crossbowes or handgunnes, or of and for any of them, or for the byng
or heppinge of the same, be from henceforth utterly voyde, and of none effecte.

¶ Provided alway, that everie proces, suite, or information, conceyved,
commenced, and now dependynge for any offence done contrary to the
forme of any statute made or provided for the shoting in cross bowes and
handgunnes not repealed, and for the heppinge of the same, shalbe good and
effectuall to the parties that have commenced the same, in suche forme, ef-
fecte, degree, or condition, as yf this acte had never ben made.

HENRIK OCTAVI

¶ Provided alwaies that this acte or anye thynge therein conteyned be not in any wyse hurtfull or prejudiciall to any person or persons: nothe bringe that hereafter shalbe appointed by the kynges highnes to hepe, receyve, or take any crossebowes or handgunnes, that shalbe sayd, or taken within the precincts or libertie of the kynges forestes, parkes, or chases: but he or they may lawfully hepe and receyve the same crossebowes or handgunnes from tyme to tyme, unto such tyme as the further pleasure of the kynges highnes in that behalfe be to everye suche person desired and declared.

¶ Provided alwaies, that this acte extend not to the makers of crossebowes or handgunnes: but that they may lawfully hepe crossebowes and handgunnes in their houses: and shote in crossebowes or handgunnes onely for poyning and assayenge of them.

¶ Provided alwaies that in all walled townes within seven myles of the see, and other townes or holdes standing upon the see coast, or upon any of the englyshe marches for agaynst Scotlande, it shall be lesul to every man dwelling in suche townes or holdes to hepe in their houses, being within the same townes or holdes, crossebowes and handgunnes, for the onely defence of the said townes, holdes, or houses, as well to exercise & use them in & for the defence of the said townes & houses, being in the same townes, as for to carie them to their wyppes there to hepe & exercise them for defence of their wyppes, and for their goodes in the same wyppes, and for none other cause, any thynge comprised or expessed in this presente acte to the contrarye notwithstandinge.

¶ Provided also, that if any person or persones hereafter in any parte do offend, or do contrary to the purpore & remedy of this acte, wherupon there is cause of action for the same given to the kyng, his heires or successours, or in any other person or persons that wol sue by vertue of this acte, for the punishment of the sayd offence or forfaytis: that if the kyng our souerayn lord, his heires or successours, within one yere next immediately after suche offence and forfaytis had and made, do not pursue their action or actions given by this sayd acte or cause of examination upon suche defaultes and offences to be had & made before their counsell, or other presentmentis thereto be had according to the meaning of the same acte. And every other person, whiche hereafter may have action or actions upon this statute within half a yere next and immediately after such offences and forfaytis had and made do not comence their suites, information, or presentmentis, of & upon the said forfaytis, by action or other wyse, as of and upon such forfaytis as be declared & expessed in this presente acte: that then as well the kyng our souerayn lord, his heires & successours, after one yere next after suche offences and forfaytis had & made, if none suite in his or theis name be take by action or other wyse, as is before expessed, before the same yere ended & determined, as every other person after half a yere next after like offences & forfaytis had & made in forme aforesayd, if none suite therupon be take by any of them in forme above declared, be utterly excluded & barred of their suites, actions, & examinations to them given by vertu of this sayd acte.

And the parties and euerie of them to offendynge, be of all suche offences and forfaytes clerely discharged and quyt, any thinge in this acte compul- sed to the contrarye not withstandinge, and as though this acte had ac- tually bene had nor made.

¶ Provided also, that this acte of anye thinge therein conteyned, extende not to be prejudiciall to anye marchantes, the whiche house of shall have anye crossbowes or handgonnes to selle within this realme, and in none other yle. ¶ Provided also, that no manner of person come in any danger, or take hurte by reason of anye penaltie or forfayture conteyned in this acte, tyll suche tyme as proclamation be made of the same acte: nor by the space of .xx. dayes next after the sayd proclamation be made within the countie, where the party that shall or maye offende contrarie to this acte dwelleth.

¶ Provided also that yf any manner of person bringe or cause to be brought with him into his lodging, or into anye other mans house, any crossbowe or handgonne: that then the penaltie and forfayture, yf anye suche be or here- after shalbe forfayted by reason of this acte, to tennne and be only upon the bringer of the sayd crossbowe and handgonne, and not to the owner of the same lodging or house, yf the said owner of the said lodging cause the bringer thereof to take and recarie awaye the sayde crossbowe or handgonne agayne with hym at his departynge: anye thinge in this acte made to the contrarye not withstandinge.

¶ Provided also, that this acte concernynge crossbowes and handgonnes, ne anye thinge therein conteyned, extende ovin anye wyse be hurt- full to any person or persones, to whom it shall please the kynge our sou- rayne lord, his heires, or successours to give licence by his letters pater- tes under his great seale to shote in crossbowes or handgonnes, or in eu- erye of theym: or to have and kepe the same crossbowes and handgonnes in his or theyr houses for the defence of the same.

¶ And it also enacted by the auctoritie of this present parlyamente, that yf any person or persones hereafter from the first day of June next coming, or yf anye person or persones offendynge or doyng contrarie to the forme and effecte of this acte, that then it shall be lefull to everye suche person or persones, petycyonng, shewynge, or sayng anye suche person or persones to offendynge contrarie to the forme of this acte, to arrest and attache everye suche offender or offenders, and to bringe or conveye the same offender or offenders, to the nexte Justice of the peace of the same countie, where the sayde offender or offenders shall be founde so offendynge. And that the same Justice of peace upon a due examination and pprove thereof be- fore hym hadde or made by his discretion, shall have full power and au- thoritie to sende or committe the same offender or offenders, to the next gaol, there to remaine tyll suche tyme as the sayd penaltie or forfayture shalbe truly contented & payde by the sayde offender. The one moortie of the same penaltie to be paid to the kynges highnes, & the other moortie thereof to the first bringer or conveyer of the sayd offender to the same Justice of peace.

HENRICI OCTAVI

Provided also, that this acte of any thyng therein conteyned, be not in any wyse hurtfull or prejudiciall to any servant or persone, that hereafter from the sayd fyfth day of June, shall vende, deare, use, or assay anye crossebowe or handgonne, by the commaundemente of his lord or mayster, so that the sayde servant or persone do not shote at any foule, deere, or other game, what kynde of nature soe ever they be, nor also to any suche servant, person or personnes, that shall after the sayde fyfth daye of June, vende or assay anye crossebowe or handgonne, to anye place or places by the commaundement of his lord or mayster, that maye shote by the auctoritie of this act, so that the sayd servant or other pson, so bypnyng or conueyng the sayd crossebowe or handgonne, haue reby to shewe to every person, requyringe the sight thereof, one licence in wyting sealed or subscribed by his lord or maysters hande, to carrie and conuey the same crossebowe or handgonne, to thintent to be amended, repaired, or assayed, as is also sayde.

Provided also, that this acte, nor any thyng therein conteyned, be hurtfull or prejudiciall to any gonners beinge in the kynges wages, onelpe for shoting in handgonnes, bearyng or heppinge of the same handgonnes in theyr houses: And alwayes that they with the same doo not shote vnto anye best or foule vpon the peynes before expessed.

Provided alway that it shalbe lausfull for the inhabitantes of the countie of Northumberlande, Duresme, Westmerlande, and Comberlande, wher in theyr houses, crossebowes and handgonnes, and shote in the same in defence of theyr persones, goodes, and houses agaynst theues, scottis, and other the kynges ennemies, and for cleansing & scouryng of the same only, & for none other purpose: This acte of any thyng compysed within the same not withstandinge.

An acte concernyng clothiers, or makers of wollen clothes within the cite of Worcester. Ca. xviii.

Deliveth vnto the kinge our soueraygne lord, and to the lordes spirituall and tempoial, and to the comons in this present parliament assembled, the citezens, burgeses, & inhabitantes of the cite of Worcester, and of the towne of Cuesham, Wrothwicke, Hereminster, & Bromsgroue within the countie of Worcester, that where the sayd cite, boroughes, and towne haue ben in tymes past well & substantially inhabited, occupied, mayntened, and vpholden by reason of manerage of wollen clothes, called long clothes, short clothes, & ether clothes as well whites, blewes, and bysome blewes: and the good people of the same cite, boroughes, and towne, and of the countrey adioynge to them havy sette a worke, as in spinninge, cardinge, breaddinge, and sojtyng of wolle, and the handycraftes there inhabityng, as weauers, fullers, thredmen, and diers, haue ben wel set a worke, & had sufficient liuing by the same: but now within few yeres passed, that dyuers psons inhabiting & dwellinge in the hamletts, thropes, & villages, adioynge to the sayd cite, boroughes

townes, and to wnes, within the sayde cytie for they pivate welchis, singular advantages, and commodities, nothing regarding the magnificence and upholdyng of the sayde cytie, boroughes, and townes, ne the common welch of the sayd handy craftes, inhabitinge and dwelling within the sayd cytie, boroughes, and townes, ne the poore people, whiche had lyfynge by the same, haue not only ingrofed and taken into theyr handes houses and landes, and become farmers, grassiers, & husbandmen, but also do exercise, and occupy the misteries of clothmakinge, weaving, fulling, & the tryng within their sayde houses, and do make all maner of clothes, as by yode clothes, whetes, and playne clothes within theyr sayde houses, in the countreis abode, to the great decay, depopulation, and ruine of the sayde cytie, townes, & boroughes. For remedy wherof, & for the ancient, good, and cement of the sayde cytie, boroughes, and townes, be it enacted by authority of this present parliament, that after the last day of September, whiche shalbe in the yere of our lord god. M. D. XXV. no manner persons ne person, of what degree or conditions so euer he or they be of, shall make or cause to be made within the sayd cytie of Worcester any maner of wollen clothes to be solde excepte onely suche persons or person, as after the sayd last daye of September, shalbe dwelling & inhabiting within the sayd cytie of Worcester, the boroughes, & townes of Evesham, Wyortwiche, Redemynster, & Wyomsgrove within the sayde countie of Worcester, or in any one of them, upon pain of forsaithure, for every such yode cloth made after the said daye by any persons or persons, contrarie to the true meaning of this acte. **¶** And further it is provided by authority aforesayde, that the lordes and owners of the messes, tenementes, or cotages within the sayde cytie, or anye of the townes and boroughes aforesayd, shal at no tyme hereafter dimitt, sette, or let anye mess, tenement, or cotage sufficiently repayed within the sayd cytie, boroughes, or townes before limited to any person or persones, that hereafter shal inhabite in the sayde cytie, boroughes, or townes, and exercise any of the sayde misteries or craftes at any higher rent, imposition, or charge, then was gyven for the same at any tyme within. xx. yeres next before the making of this acte only excepte.

¶ Provided alwaye, that this acte be not hurtfull ne prejudiciall to any person or persones for making any clothes for theyr owne wearynge, their chylderne, or servants wearynge.

¶ Also provided, that in the sayd cytie and every towne and borough aforesayde, there shalbe due searche made of every suche clothe before sayde, there made, and that they be mented both length and byrde, being wette from the weyl, & before they be set upon the racke and dyed: and that they shalbe sealed with the seale of the searcher of the same cytie, towne, or borough: whiche seale shal have a Ronge containinge the true nombres for the length and byrde of the same clothe beyng wette: in payne of forsaithure for every clothe put to sale, not havinge the sayde seale of the searcher. **¶** And the sealer to forsaithure for every clothe, by hym searched and sealed contrary to the

HENRICI OCTAVI

the true meaning of this act. vi. c. d. The one halfe of the said sojaites to be to the kyng our sovereign lord, & the other halfe to the parties that will sue for the same in any of the kinges courtis, by writ of dette, byll, playnt, or information, in which actions or action, the defendantes or defendane shall not wage thair law, nor any escon or pteccion shalbe allowed. And the sayer shal have for fforching & seling of every cloth a peny, & not above.

An acte concerninge the submission of the clergy to the kynges maiestie. Cap. xix.

Nwhere the kinges humble & obedient subiectes, the clergy of this realme of England, have not only knowleged according to the truth, that the Convocations of f same clergy, is always hath don & ought to be assembled only by the kynges writ, but also submitting the selves to f kinges maiestie, hath promised in verbo sacre ment, f they well remembered henceforth shume to attempt, allege, claime, or put in bre, or enact, promulge, or execute any new canons, constitutions, or ordinances provinciall, or other, or by what so ever other name they shalbe called in the Convocation, unless the kynges mooste royall assente and licence maye to them be had, to make, promulge, & execute the same: and that his maiestie to give his mooste royal assent and auctoritie in that behalfe. And where by such constitutions, or denaunces, and canons provinciall or synodall, which heretofore have ben enacted and be thought not onely to be mothe prejudiciall to the kynges prerogative royal, and repugnant to the lawes and statutes of this realme, but also overmuch onerous to his byghnes and his subiectes: the sayer clergy hath the mooste humbly besought the kinges highnes, that the sayer constitutions and canons may be committed to the examination and iugement of his byghnes, and of. xxii. persons of the kynges subiectes, wherof. xvi. to be of the upper and nether house of the parliamente, of the temporalltie: and other. xvi. to be of the clergy of the realme: And al the sayer. xxii. persons to be chosen and appoynted by the kynges maiestie. And that suche of the sayer constitutions, and canons as shal be thought and determined by the sayer. xxii. persons, or the moze parte of them, worthy to be abrogated and adnullid, shalbe abolite & made of no value accordyngely. And suche other of the same constitutions and canons, as by the sayer. xxii. or the moze parte of them, shal be appoynted to stande with the lawes of god, & consonante to the lawes of this realme: shal stande in theyr full strength and power, the kynges moost royall assent byt had and obtained to the same: Be it therefore now enacted, by auctorite of this present parlyament, accordyng to the sayd submission & petition of the sayd clergy, that they nor any of them from henceforth shal presume to attempt, allege, claime, or put in bre any constitutions, or ordinances provinciall or synodall, or any other canons: nor shal enact, promulge, or execute any suche canons constitutions, or ordinance provinciall, by what

to such name or names they may be called in theyr conuocations in this
conynge, wherof alwaye shalbe assented by auctorite of the binges lorde.
Whiche the same clergy maye haue the binges moste royal assente & licence
to make, psonalge, and createe such canons, constitutions; and ordina-
ces psonall by synodall synagoge of every one of the sayde clergy,
doinge contrary to this acte, and beinge therof convicted, to suffer imprison-
ment, and make fyne at the binges will.

And for as muche as such canons, constitutions; and ordinaunces, as
heretofore hath bene made by the clergy of this realme, can not nowe atte
the session of this presente parlyamente, by reason of thyness of tyme,
be viewed, examined, and determyned by the binges hyghnes, and xxiiij.
personnes to be chosen and appointed; accordynge to the petition of the
sayde clergy, in foureth aboute wherof shalbe hit therfore enacted by aucto-
ritie aforesayde, that the binges hyghnes shall haue power and auctorite
to nominate and assigne at his pleasure, the sayde xxiiij. personnes; of his
subiectes, wherof xiiij. to be of the clergy, and xiiij. to be of the temporall;
of the upper and nyether house of the parlyamente. And yf anye of the
sayde xxiiij. persons so chosen, shall happen to dye before theyr full determi-
nation; then his hyghnes to nominate other from tyme to tyme, of the
sayd two houses of the parlyament, to supply the nombre of the sayd xxiiij.
And that the same xxiiij. by his hyghnes so to be named, shall haue power
and auctorite to viewe seche, and examine the sayde Canons, constituti-
ons, and ordinaunce psonall and synodall heretofore made: and such
of theym, as the binges hyghnes, and the sayde xxiiij. by the more parte of
theym shall deme and adudge worthy to be conserued, kepte, and obeyed,
shall be from theneforth kepte, obeyed, and executed within this realme,
so that the binges mooste royal assent, vnder his great seale, be fynded
to the same. And the residue of the sayde canons, constitutions; and ordi-
naunce psonall, whiche the binges hyghnes, and the sayde xxiiij. per-
sons, or the more parte of theym, shall not approue, or deme and iudge wor-
thy to be abolyte, abrogate; and made frustrate: shall from theneforth be
void and of none effecte, and neuer be putte in execution within this re-
alme.

Wherof alwaye that no canons, constitutions, or ordinaunce,
shall be made or putte in execution within this realme, by auctorite of the
Conuocation of the clergy, whiche shalbe contrariant or repugnant to the
binges prerogative royal, or the customes, lawes or statutes of this re-
alme: Any thinge contained in this acte to the contrarye herof not with-
standinge.

And be it further enacted by auctorite aforesayde, that from the feast of
Easter, whiche shalbe in the yere of our lord god. M. D. XXXIIII: no ma-
ter of appelles shalbe had, prouoked, or made out of this realme, or out of
any the binges dominions, to the byshop of Rome, nor to the see of Rome,
in any cause or matter hapnyng to be in contention, & hapnyng ther com-
mencement & beginning in any of the courtes within this realme, or with-

HENRIC OCTAVIA

in anye the kynges dominions, of what nature, condition, or qualite so ever they be of: but that all maner of appeles, of what nature or condition so ever they be of, or what cause or matter so ever they concerne, shall be made and had by the parties greued, or hauinge cause of appele, after such manner, forme, and condition, as is limited for appeles to be hadde and prosecuted within this realme in causes of matrimonie, tithes, oblations, and obventions; by a statute therof made and establisshed by then the beginninge of this present parliament, and accordyng to the fourme and effect of the sayde statute, any usage, custome, prescription, or any thinge contrarye to the contrarie herof not withstandinge. And for lacke of Justice at or in anye the courtes of the archbishoppes of this realme, or in anye the kynges dominions: it shalbe lawfull to the parties greued, to appele to the kynges maiestie, in the kynges court of Chancerie. And that upon every such appele, a commission shalbe directed under the great seale to such persons as shalbe named by the kynges highnes, his heires or successours, lyke as in case of appele from the Admirall court; to here; and definitively determinee suche appeales, and the causes concernyng the same. Whiche commissioners so by the kynges highnes, his heires, or successours, to be named or appoynted, shall have full power and auctorite to here, and definitively determinee everye suche appele, with the causes and all circumstaunces concernyng the same. And that suche judgements and sentence, as the sayd commissioners shal make and decrees, in and upon anye suche appele, shall be good and effectuell, and also definitive: And no further appeles to be had or made from the sayde commissioners for the same.

And if any person or persons, at any tyme after the sayde feast of Easter, make or sue anye maner of appeles, of what nature or condition so ever they be of, to the sayde bishop of Rome, or to the See of Rome, or do procure or execute any maner of processe from the See of Rome, or by authority therof, to the derogation or lette of the due execution of this acte, or contrary to the same: that then everye suche persone or persons (so doyng) theynne, and outwyt, commynours, and abbettours, shall incurre and reme in to the damages, paynes, and penalties conteyned and expressed in the acte of pmissioun and pvenement, made in the xvi. yere of the kynges moste noble progenitour, kyng Richard the seconde, agaynste suche as sue to the court of Rome agayne the kynges crowne and prerogative royalle.

Provided alwaies, that al maner of pprovocations and appeales hereafter to be had, made, or taken from the jurisdiction of anye abbottes, priors, or other heddes & gouvernours of monasteries, abbeyes, priories, or other houses & places exempt, in suche cases as they were wont or mighte have the makinge of this acte, by reason of grauntes or liberties of suche places exempt, to have or make immediatly anye appele or pprovocation to the bishop of Rome, otherwys called Pope, or to the See of Rome, that in all these cases every person and persons, hauinge cause of appele or pprovocation, shall maye take and make theyr appeles, and pprovocations immediatly

mediately to the hynge mathe of this realme into the court of Chancery in lyke maner and forme as they dyed afore to do to the see of Rome: whiche appelles and pꝛovocations so made, shalbe distinctly determyned by sentence of the hynge chancery in lyke maner and forme as in this acte is shew mentioned. And that no archbishop nor bishop of this realme, shall intermeddle or meddle with anye suche appelles, otherwys, in anye other maner, than they woughte have done afore the makinge of this acte: any thinge in this acte to the contrary therof notwithstanding.
 It is ordeyned also that suche canons, constitutions, ordynances, and synodals provinciall beinge all ordeyned, whiche be not contrariant nor repugnant to the lawes, statutes, and customes of this realme; nor to the damage or hurt of the hynge prerogative royall, shall none styl be bind and executed as they were afore the makinge of this acte, tyll suche tyme as they be dycted, serched, or other wyse ordeyned and determined by the said persons, or the more parte of them, accordynge to the tenour, forme, and effecte of this present acte.

An act restraining the payment of annates, or first frutes to the bishop of Rome, and of the electynge and consecratynge of archbishops and byshoppes within this realme. Ca. xx.

Where sithen the beginninge of this present parliament for suppress of the exaction of annates and first frutes of archbishops and bishopps of this realme, wrongfully taken by the bishop of Rome, otherwys called the pope, and the see of Rome, It is ordeyned and established by an acte amonges other thinges, that the paymentis of the annates or first frutes, and al maner contributions for the same, for anye suche archbishopps or bishopps, or for anye bulles to be obtayned from the see of Rome, to or for the layd purpose or intent, shuld utterly cesse, and no such to be payde for anye archbishopps or bishopps within this realme, otherwys than in the lawe is expressed. And that no manner of person or persons to be named, elected, presented, or postulach to anye archbishopps or bishopps within this realme, shulde paye the sayd annates or first frutes, nor anye other maner of some or summes of money, pensions, or annuities for the same, or for anye other lyke exaction or cause, upon paym to forsaite to our souerayn lord the kynge, his heires, or successours, all maner his goodes & cattails for ever & all the temporal landes & possessions of the said archbishopps or bishopps, during the tyme that he or they that shuld offende contrary to the sayd acte, shuld have, possede, & enjoye the sayd archbishopps or bishopps. And it was further enacted, that if anye person named or presented to the see of Rome by the hynge hynghes, or his heires or successours to be bishop of anye see or dioces within this realme shuld happen to be litted delayed or deferred at the see of Rome from anye suche bishopps, wherunto he shulde be so presented

HENRICI OCTAVIA

presented, by meane of restaynte of bulles of the sayd byshoppe of Rome, otherwise called the pope, and other thinges requisite to the same, or shuld be denied at the see of Rome, bypon convenient suite made for anye bulles requisite for anye suche cause: that than euerye person so presented moughte or shulde be consecrated here in Englande by the archebyshoppe, in whose prouince the sayde byshoppe shal be: so alwayes that the same persone shulde be named and presented by the kyng for the tyme beyng to the sayde archebyshop. And yf any person being named & presented (as is beforesayd) to any archbishoppe of this realme, making convenient suite as is aforesaid, shuld happen to be letted, delayd, deferred, or other wise disturbed from the sayd archbishoppe, for lacke of pall, bulles, or other thinges to him requisite to be obtayned at the see of Rome: that then euery such persone so named and presented to be archbishop, mought & shuld be consecrated & inuested after presentation made as is aforesaid, by any other. ii. bishoppes within this realme, whom the kinges highnes, or any his heires or successours, kinges of Englande, wold appoint & assigne for the same according and after lyke maner, as dyuers archebishops and bishops haue ben here tofore in auncient tyme by sondre the kinges mooste noble progenitours made, consecrated, and inuested within this realme. And it was further enacted by the said act, that euery archbishop & bishop, being named & presented by the kinges highnes, his heires & successours kinges of Englad, & being consecrated & inuested, as is aforesaid, shalbe installed accordingly, and shuld be accepted, take, & reputed, vied & obeyd, as an archbishop or bishop of the dignitie, see, or place wherunto he shalbe so named presented and consecrated, & as other like prelates of that prouince see or dioces haue be vied accepted, taken, & obeyd, whiche haue had & obtayned completly theire bulles and other thinges requisite in that behalfe fro the see of Rome, and all shuld fully and intierly haue and enioy all the spiritualties and temporalities of the sayde archebishoppe or bishoppe, in as large ample and benefyciall maner, as anye of his or theyr predecessours hadde or enioyed in the sayde archebishoppe or bishoppe, satisfieng and peldyngge into the kynges highnes, and to his heires, and successours, all such duties, ryghtes, and inuestes, as befoze tyme hath ben accustomed to be payde in anye suche archebishoppe or bishoppe, accordinge to the aunciente lawes and customes of this realme, and the kynges prerogative roall, as in the sayde acte amonges other thinges is moze at large mencioned.

And all be it the sayde byshop of Rome, otherwise called the pope, hath ben enioyned and certified of the effectuall contentes of the sayd act, to the extent that by some gentyll wayes the sayde exactions myght haue benne redressed and reformed: yet neuertheles the sayde byshop of Rome hyther- to hath made none answer of his mynde therein to the kinges highnes, nor deuyed or required anye reasonable ways to and with our sayde souerayne lorde for the same. Wherfoze his mooste roall maiesty, of his mooste excellent goodnes, for the welthe and pproft of this his realme and subiectes

of

of the same, hath not onely put his moste gracious and reuall assent to the foresayde acte, but also hath satisfied and confirmed the same, and euery clause and article therein conteyned, as by his letters patentes vnder his great seale enrolled in the parliament roll of this presente parliament more at large is conteyned.

¶ And for as moche as in the sayde acte it is not playnely and certaynly expressed, in what maner and facion archbischoppes and bischoppes shall be elected, presented, inuested, and consecrated within this realme, and in all other the kynges dominions: Be it nowe therfore enacted by the kyng our souerayn lord, by challenge of the lordes spiritual and temporal, and the commons in this present parliament assembled, & by the auctorite of the same, that the said acte, & euery thing therein conteyned, shalbe & shoulde in strength, vertue and effecte, except onely that no person or persons hereafter shalbe presented nominated or comended to the sayd bisshop of Rome, otherwysse called the pope, or to the see of Rome, to or for the dignitie or office of any archbisshop or bisshoppe within this realme, or in any other the kynges dominions, nor shal sende nor procure there for any maner of bulles, breues, palles, or other thynges requisite for an archbisshop or bisshop, nor shal pay any sommes of money for annates, fyrst frutes, or otherwysse for expedition of any suche bulles, breues, or palles: but that by the auctorite of this acte, suche presentynge, nominatinge, or commendinge to the sayd bisshop of Rome, or to the see of Rome, and suche bulles, breues, palles, annates, fyrst frutes, and euery other sommes of money heretofore lyttled, accustomed or vied to be payde at the sayd see of Rome for procuracion or expedition, of any suche bulles, breues, or palles, or other thynges concernynge the same, shall utterly cease and no longer be vied within this realme, & within any the kynges dominions, any thynges conteyned in the sayde acte alsoe mencioned, or anye vs, custome, or prescription to the contrarye therof not withstandinge.

¶ And furthermoze be it ordeined & establisshed by the auctorite aforesayd that at euery auoydance of any archbisshoppe or bisshoppe within this realme, or in anye other the kynges dominions: the kyng our souerayn lord, his heires and successours maye grant to the priour and convent, & the deane and chapter of the cathedrales churches or monasteries, when the see of such archbisshoppe or bisshoppe shal happen to be voyde, a liens vnder the great seale, as of olde tyme hath ben accustomed, to procede to election of an archbisshop or bisshop of the see so beyng voyde, with a litten witness, containinge the name of the persons, whiche they shall elect and chuse. By vertue of whiche licence the sayd deane and chapter, or priour and convent, to whom any such licence and letters missiues shalbe directed, shall with al speed & celerite, in due forme elect and chuse the sayd person named in the sayd letters missiues, to the dignite & office of the archbisshoppe or bisshoppe, so beyng voyde, and none other. And yf they do or differre or delay their election aboue xii. days next after suche licence & letters missiues

HENRICI OCTAVIA

in them belivered, that then for every such default the kynges highnes, his
heires and successours, as they lybertie and pleasure, shall nominate and
present by theyr letters patentes under their great scale, suche a persone to
the sayd office and dignitie, so being void, as they shal thinke able & con-
venient for the same. And that every suche nomination and presentment
shalle be made by the kynges highnes his heires and successours, if it be to the
office and dignitie of a byshop, shalbe made to the archbishop and metro-
politane of the province, where the see of the same bishopricke is void, if the
see of the said archbishop be then full & not void: & if it be void, then to be
made to suche archbishoppe by metropolitane within this realme, or in
any the kynges dominions, as shall please the kynges highnes, his heires
& successours. And yf any suche nomination or presentment shall happen
to be made for default of suche election to the dignitie or office of any arch-
bishop, then the kynges highnes, his heires and successours, by his letters
patentes under his great scale shall nominate & present suche persone as
they shal dispose to have the sayd office and dignitie of archbishopricke be-
ing void, to one such archbishop, and .ii. suche bishops, or els to .iii. su-
ch bishops in this realme, or in anye the kynges dominions, as shalbe
directed by our sayd soueraygne lord his heires or successours.

And be it enacted by the auctorite aforesayd, that when so ever any suche
nomination or nomination shalbe made by the kynges highnes, his heires
or successours, by vertue and auctorite of this acte, and accordynge to
the tenour of the same: that then every archbishop and byshop, to whose
house any suche presentment and nomination shalbe directed, shall with
al speed and celerite inuest and consecrate the person nominate & presented
by the kynges highnes, his heires, or successours to the office and dignitie
of such person shalbe so presented unto, & give and ble to him pall and al
other benedictions, ceremonies, & thinges requisite for the same, without
longe p[ro]curynge, or obteynynge hereafter any bulles or other thinges at
the of Rome, for anye suche office or dignitie in anye behalfe. And yf
he shalbe deane and chapp[er]e, or p[ro]vost and convente, after suche licence
and letters missives to them directed within the sayde .xii. dayes, do elect
one of those the sayde persone mentioned in the sayde letters missives, accord-
ynge to the requeste of the kynges highnes, his heires or successours,
and to be made by the sayde letters missives in that be halfe: than they
election shal stande good and effectuell to all intentes, and that the person
elected, after certification made of the same election, under the common
and great scale of the electours to the kynges highnes, his heires, or suc-
cessours, shall be reputed and taken by the name of lord elect of the
sayd dignitie and office, that he shalbe elected unto: And then makinge
the othe & feautie onely to the kynges maiestie, his heires & successours,
shall be appoynted for the same, the kynges highnes by his letters pa-
tent under his great scale, shall signifye the sayde election, yf it be to the
dignitie of a byshop, to the archbishop and metropolitane of the province
where

wher the lard of the lard by thowiche was hope of the lard of the lard arch-
 bishop beful & not hope. And yf it be hope to than to any other archbishop
 within this realme, or in any other the kynges dominions, requiring and
 commandinge suche archbishop, to knowe anye suche significatione made
 made, to confirme the sayde election, and to invest and consecrate the sayde
 personne so elected to the office and dignitie that he is elected unto, and to
 give and be to hym all suche benedictions, ceremonies, and other thinges
 requisite for the same, without anye thinge, procuringe, or obteynynge
 any bulles, letters, or other thinges from the see of Rome for the same in
 any behalfe. And yf the person be elected to the office & dignitie of an arch-
 bishop, accordynge to the tenour of this acte, then after suche election ac-
 cordinge to the kynges byghnes in fayne aforesayde, the same personne so elec-
 ted to the office and dignitie of an archbishop, shall be reputed and taken
 lard elect to the sayd office and dignitie of archbishop, wherunto he shall
 be so elected: And then after he hath made suche othe and feautie onely to
 the kynges maiestie, his heires and successours, as shalbe lyttled for the
 same, the kynges byghnes, by his letters patentes vnder his greates seale,
 shall signifie the sayde election to one archbishop and ii. other bishops, or
 els to iiii. bishops within this realme, or within any other the kynges do-
 minions, to be assigned by the kynges byghnes, his heires, or successours,
 requirynge and commandynge the sayd archbishop and bishoppes with al
 speede and celerite, to confirme the sayde election, and to invest and conse-
 crate the sayd person, so elected to the office and dignitie, that he is elected
 unto, and to give and be to hym suche palls, benedictions, ceremonies,
 and all other thinges requisite for the same, without anye thinge, procuringe,
 or obteynynge any bulles, breses, or other thinges at the sayd see of Rome,
 or by the auctoritie therof in any behalfe. And he it further enacted by auctoritie aforesayd, that every person and
 personnes beinge here after chosen, elected, nominate, presented, invested,
 and consecrate to the dignitie of anye of any archbishop or bishop within
 this realme, or within any other the kynges dominions, accordynge to the
 tenour, tenore, and effecte of this presente acte, and surynge their tempo-
 ralities out of the kynges handes, his heires or successours, as hath ben ac-
 customed, and maynynge a corporalle othe to the kynges byghnes, and to
 none other, in fature as is aforesayd, shall and may from henceforth
 be tronouged, or installed, as the case shall require, and shall have and take
 them only restitution, out of the kynges handes, of al the possessions & pro-
 fites spiritual & temporell belonging to the sayd archbishopriche or bishopriche.
 wherunto they shalbe so elected or presented, and shall be obeyed in all ma-
 ner of thinges, accordynge to the name, title, degree, and dignitie, that
 they shalbe in chosen or presented unto, and do and execute in every thyng
 and thinges touchynge the same, as any archbishop or bishop of this re-
 alme, without offendynge of the prerogative royall of the crowne, and the
 lawes and customes of this realme, mought at anye tyme heretofore do.

HENRICI OCTAVI

And be it further enacted by the auctoritie aforesayde, that yf the prior and convent of any monasterie, or deane and chapter of any cathedral church, where the see of any archbishop or bishop is within anye the kynges dominions, after suche licence, as is afoze expressed, shall be delivred to them, procede not to election, and signifye the same accordyng to the tenour of this acte, within the space of .xx. dayes next after suche licence shall come to theyr handes: or els yf any archbishop or bishop within anye the kynges dominions, after anye suche election nomination or presentation shall be signified unto them by the kynges letters patentes, shall refuse and do not confirme, inueit, and consecrate; with all due circumstance as is aforesayde, everye suche person as shalbe so elected, nominate or presented, and to them signified, as is abouie mencioned, within .xx. dayes nexte after the kynges letters patentes of suche signification, or presentation shall come to theyr handes: or els yf any of them or any other person or persons, submitte, waynteyne, allowe, obey, do, or execute any censures, excommunications, interdictions, inhibitions, or any other proccesse or acte, or what naturall name or qualite so ever it be, to the contrarie of lette of deus execution of this acte: that then every prior and particuler personne of his convent; and everye deane and particuler personne of the chapter; and everye archbishoppe and bishoppe, and all other personnes so offending and doyng contrary to this acte, or anye parte thereof, and theyr adours, counsaillours, and abbetours shall come in the daungers, perils, and penalties of the estatute of the provision and primunire, made in the .xv. yere of the reygne of kyng Edward the thyrde, and in the .xvi. yere of kyng Rycharde the seconde.

On acte concernyng the exoneration of the kynges subiectes and from exactions and impositions here to fore payde to the see of Rome: and for hauping licences and dispensations within this realme without seynge further for the same. *Capitulo .xxi.*

Whiche humble beseechen your most royal maiesty your obedient and faithfull subiectes, the communitie of this your present parliament assembled by your moste grasse commaundement: That where your subiectes of this your realme, and of other countreys and dominions beinge under your obediencie, by maner of past have ben and yet be greatly detrayed & impoverisshed by suche intolerable exactions of great summes of money, as have bene claimed and taken, and yet continually be claimed to be taken out of this your realme; and other your sayde countreys and dominions by the bishop of Rome, called the pope, and the see of Rome, as wel in penitons, indulgences, procurations, frutes, suites for provisions and expeditions of bulls for archbishopps, and bishopps, and for delegates, and restitucions

in causes of contentions and appeles, iurisdictiones legatine, and also the
dispensations, licences, faculties, grauntis, relaxations, writtes called per
inde valere, rehabilitations, abolitions, and other infinite sortes of buls, by
ours, & instrumentes of sondry natures names & hyndes in great nombres
heretofore practised and executed, otherwyse than by the lawes, laudable
dies & customes of this realme shulde be permitted, the specialities wherof
ben ouerlonge, large in nombre, and tedious here particularly to be infir-
med. Wherin the bysshop of Rome also shalde, hath not ben only to be bla-
med, for his usurpation in the premises, but also for his abuse and de-
ceyfulnes your subjects, pretending and pretending to them, that he
hath the full power to dispence with all humayne lawes, dies, and customes
of all realmes, in all causes, whiche he called spirituall. Whiche matter
hath bene usurped and practised by hym and his predecessors by manye
perch, in great derogation of your imperiall crowne and auctoritie royal,
contrarie to ryght and conscience. For where this your graces realme, re-
cognysynge no superiour vnder god but onely your grace hath ben and is
free from subiection to anye mannes lawes, but onely to suche as haue ben
devised, made, and ordeyned within this realme for the welth of the same
or to suche other, as by sufferance of your grace and your progenitours,
the people of this your realme haue taken at theyr free libertie by theyr
owne consente to be used amonges them, and haue bounde them selves by
long use & custom to the obseruance of the same, not as to the obseruance
of the lawes of anye forein prince, potestate, or prelat: but as to the custome
& ancient lawes of this realme, originally establisshed, as lawes of the same,
by the said sufferance, consentes, & custome, & none otherwise. It sheweth ther-
fore with natural equite and good reason, that in all and euery such lawes
humayne, made within this realme, or indued into this realme by the said
sufferance, consentes, and custome: your royall maiestie, and your lordes
spirituall and temporelle, and commons representinge the holle state of
your realme, in this your moste high court of parliament, haue full po-
wer and auctoritie not onely, to dispence, but also to auctorise some electe
persones or persones, to dispence with those and all other humayne lawes of
this your realme and with euery one of them, as the qualite of the per-
sons and maters shall require. And also the said lawes and euery of them,
as charges, taxes, amerciaments, or duties, as shalbe lene vnto your ma-
iestie, and the nobles and commons of your realme, present in your parli-
ament, with a consent for the welth of your realme as by your good
and lawfull actes of parliaments, made and establisshed as well in your
tyme, as in the tyme of your moste noble progenitours, it maye plainly
and evidently appere. And because that it is nowe in these dayes com-
monly knowne, that the said dignitie, superiourtie, reputation, and auctorite of the
sayd imperiall crowne of this realme, by the longe sufferance of the sayd
unlawfull and vnhauytable usurpations and exactions practised in
the tymes of your moste noble progenitours, is muche and sore decayed,

HENRICI OCTA V I

and diminished, and the people of this realme thereby impoverished, and so
as moche be lyke to continue, if remedie be not therfore shortly provided.

It may therfore please your moste noble magestie, for the honour of al-
mighty god, and for the tender love, yele, and affection, that ye beare and
al waye have borne to the welthe of this your realme, and subiectes of the
same, for as moche as your maiestie is supreme head of the church of En-
glande, as the prelates and clergie of your realme, representinge the sayd
church in theyr synodes and convocations have recognised: in whome
consisteth full power and auctorite upon al such lawes as have ben made &
bled within this realme: to ordeyne and enact by the assent of your lordes
spiritual & temporal, and the commons in this your present parliament as-
sembled, & by auctorite of the same, that no person or persones of this your
realme, or of any other your dominions, shal from henceforth pay any pen-
sions, censures, portions, petrepenre, or anye other impositions, to the vse of
the sayd byshop, or of the see of Rome, lyke as heretofore they have bled by
usurpation of the sayd byshop of Rome, & his predecessours, and sustenance
of your highnes and your most noble progenitours to do, but that al suche
pensions, censures, portions, and petrepenre, which the sayd byshop of Rome,
eitherwile called the pope, hath heretofore taken and perceyved, or caused
to be taken and perceyved to his vse & his chaumbres, whiche he calleth a-
postolike, by usurpation and sustenance, as is above sayde, within this
your realme, or any other your dominions, shal from hence forth be clerely
forfeite, and never moche be leuyed, taken, perceyved, nor payde to any per-
son or persones in any manner of wyse, any constitution, vse, prescription, or
custome to the contrarye therof not withstandinge.

And be hit further enacted by the auctorite aforesayde, that neyther
your highnes, your heyyes, nor successours kynges of this realme, nor any
your subiectes of this realme, nor of any other your dominions, shal from
henceforth the setwe to the sayde byshoppe of Rome, called the pope, or to the
see of Rome or to any person or persons, having or pretending any aucto-
rite by the same, for licences, dispensations, impositions, faculties, grante-
tes, rescriptes, delegacies, or anye other instrumentes or wytynges, of
what kynde, name, nature, or qualitie so euer they be of, for anye cause or
matter: for the whiche anye licence, dispensation, composition, facultie,
graunt, rescripte, delegacie, instrumente, or other wittinge heretofore hath
ben used and accustomed to be had and obteyned at the see of Rome, or by
auctorite thereof, or of any prelate of this realme: nor for anye manner of o-
ther licences, dispensations, compositions, faculties, grante, rescriptes,
delegacies, or anye other instrumentes or wytynges, that in causes of ne-
cessite may lawfully be granted without offendinge of the holy scriptures
and lawes of god: But that from henceforth euerie suche licence, dispen-
sation, composition, facultie, graunt, rescripte, delegacie, instrumente, and
other wytyng aforesayde named and mentioned, necessarie for your highnes,
your heyyes or successours, and your and their people and subiectes, upon

the due examinations of the causes and qualities of the personnes procu-
ryng suche dispensacions, lycences, compositions, faculties, grauntes,
rescriptes, delegacies, instrumentes, or other wytynges, shalbe graunte,
hadde, and obteyned from tyme to tyme, within this your realme, and o-
ther your dominions, and not els whete, in maner and fourme sole byng
and none other wyse: that is to saye, the archbishop of Canturbury, in
the tyme beinge, and his successours, shall have power and auctoritie from
tyme to tyme, by their discretions, to geue graunte, and dispose by an in-
strument, under the seale of the sayde archbishoppe, unto your maistie,
and to your heires and successours, bynges of this realme, as well al ma-
ner suche lycences, dispensacions, compositions, faculties, grauntes, re-
scriptes, delegacies, instrumentes, and all other wytynges for causes not
beinge contrarye or repugnant to the holy scriptures and lawes of god, as
heretofore hath ben used, and accustomed to be had and obteyned by your
highnes, or any your mooste noble progenitors, or anye of yours or theyr
subiectes, at the see of Rome: or any person or persons by auctoritie of the
same: and al other lycences, dispensacions, faculties, compositions, graun-
tes, rescriptes, delegacies, instrumentes, and other wytynges, in, for, and
by all suches causes and matters, as shalbe convenient and necessarie to
be had, for the honour and surety of your highnes, your heires, and suc-
cessours, and the welthe and profyte of this your realme: So that the sayd
archbishop, or any his successours, in no maner wyse shall graunt any di-
spensation, licence rescript, or any other wytyng aforesaid, for any cause
or matter repugnant to the lawe of almyghty god.

¶ Be it also enacted by auctorite aforesaid that the sayd archbishop and
his successours, after good & due examination by theym had, of the causes
and qualities of the personnes procueryng for lycences, dispensacions, com-
positions, faculties, delegacies, rescriptes, instrumentes, or other wytyn-
ges, shal have full power and auctoritie by them selfe, or by theyr sufficient
and substantiall commissarie or deputie by theyr discretions from tyme to
tyme, to graunt and dispose by an instrument under the name and seale of
the sayd archbishop, as well to any of your subiectes, as to the subiectes of
your heires and successours, all maner lycences, dispensacions, faculties,
compositions, delegacies, rescriptes, instrumentes, or other wytynges for
any such cause or matter, wherof heretofore suche lycences, dispensacions,
compositions, faculties, delegacies, rescriptes, instrumentes, or wytynges,
have bene accustomed to be had at the see of Rome, or by auctoritie ther-
of, or of any prelate of this realme. And that the sayde archbishop and his
commissarie shall not graunte anye other licence, dispensacion, composi-
tion, facultie, wytyng, or instrumente in causes untrouthe and not accust-
omed to be had or obteyned at the court of Rome, nor by auctoritie therof,
nor by any prelate of this realme, untill your grace, your heires, or suc-
cessours, or your or theyr counsaile shall first be advertised thereof, and de-
termine whether suche lycences, dispensacions, compositions, faculties, or
other

HENRICI OCTAVI

other wytynges in suche causes without and not accustomed to be dispensed withall, or obtayned, shall commonly passe as other dispensations, faculties, or other wytynges, shall or no: upon payne that the graunters of euerye suche licence, dispensation, or wytyng in suche causes withoute, contrary to this acte, shall make fine at the will and pleasure of your grace your heires or successors. And yf it be thought & determined by your grace your heires or successors, or your or their counsaile, that dispensations, faculties, licences, or other wytynges in anye suche cause withoute, shall passe: then the sayde archbishop or his commissarie, hauinge licence of your highnes, your heires, or successors for the same, by your or their by assigned, shall dispence with them accordingly.

Wherby always, that no manner of dispensations, licences, faculties, or other rescriptes or wytynges hereafter to be graunted to any persone or persones by vertue or auctorite of this acte by the sayde archbishoppe or his commissarie, beinge of suche importaunce, that the tax for the expedition thereof at Rome, extended to the summe of foure poundes or aboute, shall in anye wise be putte in execution, tyll the same licence, dispensation facultie, rescripte, or other wytyng, of what name or nature soe ever it be, be by the confirmed by your highnes, your heires, or successors, kinges of this realme, vnder the great seale, and inrolled in your Chauncery in a rolle by a clerke to be appoynted for the same: And that this acte shall be sufficiente warrante to the Chauncellour of Englande, for the tyme beinge, or to hym, whome your grace, your heires or successors shall depute to be keeper of the greatte Seale, to confyrme in your name, your heires, or successors the foresayde wytynges, passed vnder the sayde archbishops seale, by letters patentes in due forme thereof to be made vnder your great seale, remittynge as well the sayd wytyng, vnder the archbishops seale, as the sayde confirmation vnder the great seale, to the parties from tyme to tyme procuryng for the same. And that all suche licences, dispensations, faculties, and other rescriptes and wytynges, for the expedition of the whiche the sayde taxes to be payde at Rome, was imposed. iiii. li. which be matters of no great importaunce, shall passe only by the archbishops seale, & shall not of any necessity be confirmed by the great seale, vnles the procurers of suche licence, facultie, or dispensation, desire to haue them so confirmed: In which case they shall pay for the sayde great seale, to the vse of your highnes, your heires, and successors. v. s. sterlynges, and not aboute, ouer and besyde suche tax as shall be hereafter limited for the makinge, wytyng, regestynge, confirmynge, and inrolling of such licences, confirmations, & wytynges, vnder the sayde tax of. iiii. li. And that euerye suche licence, dispensation, composition, facultie, rescripte, and wytyng, of what name or nature soe ever it be, for suche causes as the tax was wonte to be. iiii. li. or aboute, so graunted by the archbishop, and confirmed vnder the greente seale, and all other licences, dispensations, faculties, rescriptes, and wytynges hereafter to be graunted by the archbishop

by vertue and auctoritie of this acte, wherunto the great seale is not limited of necessity to be put to, by reason that the tate of them is under. iiii. li. shalbe accepted, appoyued, allowed, and admitted good & effectuell in the lawe, in all places, courtes, and iurisdictiones, as well spiritual as temporal within this realme, and els where within your dominions, and as beneficiall to the persons obtaining the same, as they shuld haue ben, if they hadde bene obtayned with all thynges requisite, of the See of Rome, or of any other persons by auctoritie therof, withoute any renouacion or repeale hereafter to be had of any such licences, dispensacions, facultes, rescriptes, or writynges, of what nature so euer they be. And that al chyldren procreated after solemnisation of any marriages to be hadde or done by vertue of suche licences or dispensacions, shalbe admitted, reputed, and taken legitimate in all courtes, as well spiritual as temporal, and in al other places, & inherite the inheritance of theyr parentis & ancestors within this your realme, and all other your dominions, accordyng to the lawes and customes of the same: and all actes to be done, had, or executed accordyng to the tenour of suche licences, dispensacions, facultes, writynges, or other instruments to be made or graunted by auctoritie of this acte, shalbe firme, permanente, and remayne in force: anye foryeine lawes, constitutions, doctres, canons, decretalles, inhibitions, vlc, custome, prescription, or anye other thyng hadde, or hereafter to be made, to the contrarye, not withstanding.

And be it further enacted, that the said archbishop and his successors shall haue power and auctoritie to ordeyne, make, and constitute a clerke, which shal write & registre every such licence, dispensacion, faculte, writyng, or other instrument to be graunted by the said archbishop, and shal fynde parchment, here, and wher laces convenient for the same, and shal take for his paynes suche summes of money as shalbe here after in this present acte to hym lyttened in that he halfe for the same. And that lyke wyle your grace, your heires & successors, shall by your letters patentes under your great seale, ordeyne, depuie and constitute one sufficient clerke, beinge learned in the counse of the Chancery, whiche alwayes shalbe attendant vpon the sayde Chancellour, or the sayde keeper of the great seale, for the tyme beinge, and shal make write and enrole the confirmacions of al suche licences, dispensacions, instrumentes, and other writynges, as shalbe thether brought vnder the archbishops seale, there to be confirmed and enrolled: And shal also make in his booke and enroll of recorde suche other writynges, as thither shalbe brought vnder the archbishops seale not to be confirmed, taking for his paynes suche reasonable summes of money, as here after by this acte to hym shalbe lyttened for the same. And that as well the sayde clerke appoynted by the sayde archbishop, as the sayde clerke to be appoynted by your heires, your heires, or successors, shall subscribe theyr names in everye such licence, dispensacion, faculte, or other writyng, that shall come to theyr handes to be wyten, made, graunted, sealed,

HENRICI OCTAVI

confirmed, registered, and enrolled by auctorite of this acte, in forme as is before reherced.

¶ And for as moche as the charges of obteynynge the sayde licences, dispensations, faculties, and other rescriptes of writynges afoze named, at the court of Rome, by the losses and exchaunges, & in conductyng of curours, and wageinge solicitours, to sue for anye suche lycences, dispensations, faculties, instrumentis, and other rescriptes of writynges, haue beene grievous & excessive to your people, & many tymes greater sommes have ben demanded for the speedy expedition in the court of Rome, then be expressed in the olde taxe, limited to be payde for the sayd expeditions, wher by your people hath ben brought to an incertaintie upon the payment for expeditions of suche thynges, and by reason therof haue ben constrained to pay moze then they were wont to do, to the great impoverishyng of this realme, as is afoze sayd. And some tymes the spedynge of suche dispensations, faculties, lycences, and other writynges at Rome, haue ben soo longe deferred, that the parties laborynge for the same, haue suffered great inconveniences and losse for lacke of quicke speede, whiche here after maye be had within this your realme, to the great comoditie of your people. Whereby the charges of makinge exchaunges conductyng of curours and solicitours for the sayde dispensations, shalbe abated, and your people so moche relieved and eased, to the intent that all ambiguitie and incertainte of payementes for dispensations, faculties, licences, and other rescriptes & writynges maye be taken away, that no fraude or exaction shalbe exercised by your people, by suche officers as shalbe apointed by this acte, to take payementes in spedynge suche dispensations, faculties, and lycences: but that your people maye be sure and certayne, what they be apointed to paye for the same: Be it enacted by this present parliament, and by the auctorite of the same, that there shalbe two booke drawen & made of one tenour, in whiche shalbe conteyned the taxes of al customable dispensations, faculties, licences, and other writynges, wote to be spedde at Rome, whiche booke and every leafe of those booke, and both sides of every leafe, shalbe subscribed by the archbishop of Canturbury, the lord Chancellor of Englande, the lord Tresourer of England, and the two chiefe Justices of bothe benches in the tyme beyng: to the which booke all suiters for dispensations, faculties, licences, & other writynges afoze reherced, shall haue recourse, yf they require it. And one of the sayde booke shall remayne in the handes of him, whiche shalbe apointed to be register and scrjbe of the said dispensations, faculties & licences, under the sayd archbishop of Canturbury, in forme as is before sayd. And the other booke shall remayne with the clerke of the Chaucery, whiche by your grace, your heyres, or successours shall be apointed, as is before reherced. Whiche clerke of the Chaucery shall also write and note particularly and truly in his booke, ordeyned for that purpose, the nombre and qualite of the dispensations, faculties, licences, and other rescriptes and writynges, which shalbe sealed onely with the seale of
thg

the sayd archbishop: and also whiche shalbe sealed with the said scale, and confirmed with the great scale, in forme as is befoze sayde, that all fraude and concealment in this behalfe maye be auoyded.

¶ And be it enacted, by this present parlyament, and by the auctorite of the same, that no man surnge for dispensacions, faculties, licences, or other rescriptes or wytynges, which were wonte to be sped at Rome, shall pay any more for their dispensacions lycences or rescriptes, then shalbe conteyned, taxed, and lymitted in the sayde duplicate booke of taxes: onely compositions excepted, of which being arbitrarie no tax can be made: so herfoze the tax therof shalbe set & lyimited by the discretion of the sayde archbishop of Canturbury, and the lord Chauncellour of Englande, or the lord keeper of the great scale, for the tyme beinge. And that suche as shall exact or receyue of any suiter more for any dispensacion, facultie, or lycence then shalbe conteyned in the sayde booke of taxes, shall forsaite ten tymes so muche, as he shall so extorcionously exact and receyue: The one halfe of the whiche forsaiture to be to the vse of your grace, your heires, or successours, and the other halfe therof to be to such of your subiectes as wil sue for the same by action, byl, or playnt in any of your graces courtes, wherein the defendour shall haue none esopne nor protection allowed, neither shal be admitted to wage his lawe.

¶ Be it also enacted by this parlyamente and auctorite of the same, that the tax or summe appoynted to be payde for euerye suche dispensacion, licence, facultie, instrument, rescripte, or other wytyng to be granted by auctorite of this acte, shalbe employed and offered, as hereafter ensueth: that is to saye, If the tax extende to. iiii. li. or above, by reason wherof the dispensacion, licence, facultie, rescripte, or wytyng whiche shall passe by the sayde archbishops scale, muste be confirmed by the appention of the greatte scale: then the sayde tax soo extendynge to. iiii. li. or above, shall be deuyled in to. iii. parties, wherof two shall be perceyued by the sayde clerke of the chauncerie, to be appoynted as is afoze sayde, to the vse of your hyghenes, your heires, and successours, and to the vse of the lord Chauncellour, or the keeper of the greatte scale for the tyme beinge, and to the vse of the sayde clerke in suche wyse as hereafter shall be declared: And that the thyrde parte shall be taken by the sayde clerke of the archbishop, to the vse of the same archbishop and his commissarys and his sayde clerke and register, in suche wyse as hereafter shall be ordered and lyimited by this acte: That is to saye, The sayde two partes shall be deuyled in foure partes, of whiche thre partes shall be taken to the onely vse of your hyghenes, your heires, and successours: and the fourth parte shalbe deuyled in thre partes, wherof the Chauncellour of Englande, or lord keeper of the greatte scale, for the tyme beinge, shall haue two partes, and the sayde clerke of the chauncerie the thyrde parte for his paynes, trouble, and labours, that he is lymitted to wyte and doo by vertue of this acte. And the sayde thyrde parte of the hole tax, appoynted to the

HENRICI OCTAVI

sayde archebyschoppe and his officers (as is aforesayde) shall be deuyded in to thre parties, wherof the archebyschoppe shall haue to his vie two partes, and his officers shall haue the thyrde part thereof: of whiche thyrde parte to be deuyded in two partes, the sayde clerke of register, whiche shall fynde parchment, waxe, and syke, and shall deuyse and wytte the sayd dispensacions, licences, faculties, rescriptes, or other wytynges, & register the same, shall haue for his sayde labour, and for receyvinge and repayng of the sommes of moneye, that shall come to his handes for dispensacions, faculties, licences, and other rescriptes aforesayde, the one mytie thereof, and the commissarie of the sayde archebyschoppe, appoynted to scale the sayde dispensacions, faculties, licences, and other rescriptes, shall haue the other parte. And yf the tax be vnder foure. li. and not vnder. xl. s. then the said tax shalbe deuided into thre partis, as is aforesaid, wherof the kynges hyghnes, his heires, & successours shall haue. ii. partis thereof, abating. iii. s. iiii. d. which shalbe to the sayd clerke of the Chaucery for subscriyving entitlyng and entrollyng the sayde dispensacions, licences, faculties, rescriptes, and other wytynges aforesayde, and receyvinge of the kynges moneye soo taxed: And the archebyschoppe and his officers shall haue the thyrde parte, whiche thyrde parte shall be deuided into two partes, wherof the archebyschoppe shall haue the one entierelye to hym selfe, his scribe and commissarie shall haue the other parte thereof, egally to be deuided amonge them for their costes and peynes in that behalfe. And yf the tax be vnder forty mylllynges, and not vnder. xxvi. mylllynges eight pence, the same tax shall be deuyded in to two partes, wherof the one parte shall be to your grace, your heires, and successours, deductyng thereof. ii. s. for the clerke of the chauncery, for his peynes, as is aforesayde: And the other part shall be to the sayde archebyschop and his officers, whiche other parte shalbe deuided in to. ii. partis, wherof the archebyschop shall haue the one, and his commissarie and scribe shall haue the other egally deuided amonge them. And yf the tax be vnder. xxvi. s. viii. d. and not vnder. xx. s. the same shalbe deuided in two partyes, wherof your grace, your heires, and successours shall haue the one parte entierelye, abatinge. ii. s. thereof to the sayde clerke of the chauncery: and the archebyschop and his officers shall haue the other parte, and the same other parte shalbe deuided in to thre partes, wherof the archebyschop shall haue one, his commissarie the seconde, and his scribe or register the thyrde. And in case the tax be vnder. xx. s. the same shalbe perceyued to the vie of the sayde commissarie, clerke of the sayde archebyschop, and clerke of the chauncery, to be egally deuyded amonge them for theyr peynes and labours by them to be payed by auctorite of this acte, as in al. p. sayde.

It is provided alwayes that this acte shal not be prejudiciall to the archebyschoppe of yorke, or to any byschoppe or prelate of this realme: but that they may lawfully (not withstandinge this acte) dispence in all cases, in whiche they were wont to dispence by the common lawe or custome of this realme aforesayde.

afore the makinge of this acte.

¶ Provided also and be it enacted by auctoritie afore sayde, that yf it happen the see of the archbishopricke of Cantuarie to be voyde, that then all suche manner licences, dispensations, faculties, instrumentes, rescriptis, and other writings, which maye be graunted by vertue and auctoritie of this acte, shall (durynge the vacation of the same see) be had, done, and graunted vnder the name and seale of the gardiane of the spiritualities of the sayd archbishopricke for the tyme being, accordyng to the tenour and fourme of this acte, and shall be of lyke force, value, and effects, as yf they hadde bene graunted vnder the name and seale of the archbishoppe for the tyme beinge.

¶ And be it further enacted, that yf the foresayde archbishop of Cantuarie (for the tyme beinge) or the sayde gardian of the spiritualities, for the tyme being, hereafter refuse or denie to grant any licences, dispensations, faculties, instrumentes, or other writings, which they be auctorised to do by vertue and auctoritie of this acte, in suche maner and fourme as is afore remembred to any persone or persons, that ought of a good, iuste, and reasonable cause to haue the same, by reason wherof this present acte by thei wilfulnes, negligence, or defaulte, shulde take none effects: than the Chancellour of Englande, or the lord heper of the great seale, for the tyme beinge, vppon anye complaynte therof made, shall directe the hynges wrytts to the sayd archbishop or gardian, denieng or refusing to graunte suche licences, dispensations, faculties, or other writings, inioynynge hym by the sayde wrytte, vpon a certayne perne therin to be limyted by the discretion of the sayde chancellour, or heper of the greates seale, that he shall in due forme graunt suche licence, dispensation, facultie, or other wryttinge, accordyng to the requeste of the procurers of the same: or els he shal do to your highnes, your heperes or successors in the court of Chancerie, at a certayn day, for what occasion or cause he refused and denied to grant suche licences, faculties, or dispensations. And yf it shall appere to the sayde Chancellour, or lord heper of the great seale, vpon suche certifficat, that the cause of refusall or deniall of grauntyng suche licences, facultie, or dispensation was reasonable, iuste, and good: that then so beyng proved by due serche and examination of the sayde Chancellour, or lord heper of the greates seale, to be admitted and allowed. And yf it shall appere vpon the sayde certifficat, that the sayde archbishoppe or gardiane of the spiritualities, for the tyme beinge, of wilfulnesse, in contempnyng the due execution of this acte, withoute a iuste and reasonable cause, refused or denied to graunte suche licence, facultie, or dispensation: that then your highnes, your heperes and successors, beyng therof informed, after due examination had, that suche licences, faculties, or dispensations may be graunted without offendynge the holy scriptures, and lawes of god, shall haue power and auctoritie in enerye suche case, for the defaulte, negligence, and wilfulnes of the sayde archbishop, or gardiane, to sende

HENRICI OCTAVIA

Intende your wysste of Injunction, vnder your great scale, out of your sayde
 counse of Chauncerie, commaundynge the archebyschop or gardian, that so
 shall denie or refuse to grant such licence, facultie, or dispensacion, to make
 sufficient graunte therof, accordynge to the tenour and effecte of this acte,
 by a certayne day, and vnder a certayne peyne in the sayd wysste to be con-
 tained, and to be limited by your hyghnes, your heires or successours, his
 grace of this realme. And if the sayde archebyschop or gardian, after the re-
 ceipte of the sayde wysste, refuse or denie to graunte suche lycences, facul-
 ties or dispensacions, as shall be inteyned him by vertue of the sayd wysste,
 and write and proue before your maiestie, your heires or successours, no
 just or resonable cause, why he shoulde so doo: then the sayde archebyschop
 or gardian, that soo shall refuse to put this acte in execution, accordynge
 to the sayde wysste of Injunction, shall suffre, lose, and forsayte to your
 hyghnes, your heires, and successours, suche peyne and penaltie, as shalbe
 limited and expressed in the sayde wysste of Injunction. And ouer that it
 shalbe lawfull to your hyghnes, your heires and successours for euery
 suche defaulte and wylfulnes of the sayde archebyschoppe or gardian, for
 the tyme beinge, to graue power and auctoritie by commission, vnder your
 great scale to suche two spirituall prelates or persons to be named by your
 hyghnes, your heires or successours, as woll doo and graunt suche lycen-
 ces, faculties, or dispensacions, refused or denied to be granted by the sayde
 archebyschop, or gardian, in contempte of this acte.

And be it further enacted, by auctoritie afoze sayde, that the sayde two
 spirituall prelates or personnes, to whome in suche cases, anye suche com-
 mission shalbe directed shal haue power and auctoritie to grant euery such
 licence, facultie, dispensacion, instrument, and other wytynges so refused
 to be granted by the sayd archebyschop or gardian, for the tyme beinge, by
 an instrumente vnder their seales, takynge lyke fees and charges for the
 same as is before reherced, and not aboue, vnder the paynes afoze remem-
 bered. And that euerye suche licence, facultie, and dispensacion, so graunted
 by anye cases or matters, wherunto anye confirmation vnder the kynges
 great scale is appoynted by this acte, to be had in maner and forme aboue
 inteyned, shall be had and obteyned accordynge. And suche lycences and
 confirmacions shalbe had for lyke fees and charges, as they ar aboue spe-
 cified, and not aboue, vnder the paynes aboue intencioned. And that euery
 suche licence, facultie, dispensacion, and other wytynges to be granted
 by the sayde prelates or persons to be assigned by the kynges hyghnes, his
 heires, and successours, as in afozesayd, shalbe of as good value, strength,
 and effecte, and as beneficiall and profitable to the personnes procurynge
 the same, as if they had ben made graunted and obteyned vnder the name
 and scale of the sayde archebyschop.

And should alwayes that this act nor any thing or thynges therein conte-
 ned, shalbe hereafter interpreted or expounded, that your grace, your nobles,
 and subiectes intende by the same to declyne or bary from the congregacion of
 Christes

Christie churche, in any thynges concerning the very articles of the Catholike feith of christendome, or in any other thynges declared by holy scripture and the wordes of god necessarye for youre and theyr salutations: but onelye to make an ordynance by policies necessarye and convenient to represse vice, and for good conservation of this realme in peace, unitye, and tranquillite, from ravine and spoyle, inchevyng moche the olde ancient customes of this realme in that behalfe: shewynge to lorde for anye releses, succours, or remedies for anye worldly thynges and humayne lawes, in anye cause of necessitye, but within this realme, at the handes of your highnes, your heires, and successors kynges of this realme, which have and ought to have an imperiall power and auctorite in the same, and not obliged in anye worldlye causes to anye other superiours.

Wherby also that the sayde archbishoppe of Cantuarberye, or any other person or personnes, shall have no power or auctorite by reason of this acte, to visite or have anye monasteries, abbeyes, priories, colleges, hospitals, houses, or other places religious, which be or were exempt before the makinge of this acte: anye thinge in this acte to the contrarye thereof notwithstandinge: but that redress, visitation, and confirmation shalbe had by the kynges highnes, his heires, and successors by commission under the great seale to be directed to suche personnes, as shall be appointed requisite for the same, in suche monasteries, colleges, hospitals, priories, houses and places religious exempt. So that no visitation nor confirmation shall from henceforth be had nor made, in or at anye suche monasteries, colleges, hospitals, priories, houses, and places religious exempt by the sayde bishoppe of Rome, nor by anye of his auctorite, nor by anye out of the kynges dominions, nor that anye person religious or other resident in anye the kynges dominions, shall from henceforth departe out of the kynges dominions, to or for anye visitation, congregation, or assemblies shalbe within the kynges dominions.

Wherby also, that this present acte, or anye thinge therein contrarye, or anye licence or dispensation hereafter to be made by vertue and auctorite thereof, shall not extend to the repeal or derogation of the late acte made with the beginninge of this present parliament, for reformation of pluralities of benefices, and for none residents of spirituall persons upon the dignities of benefices, nor to anye thinge contrarye or mentioned in the sayde acte: shewynge that this acte, nor anye thinge to be done by auctorite thereof, shall not be taken, expounded, nor interpreted, to give licence to anye person or persons to have anye more benefices, then is limited in the sayde acte. And that the same acte for pluralities and none residents of benefices, and everye thinge therein contrarye shall stand good and effectuall in all intents, accordinge to the true meaninge thereof: anye thinge in this present acte, or anye licence or dispensation to be hadde by auctorite thereof in anye wise not withstandinge.

¶ And be it further enacted by authority aforesayd, that if any person or persons, subjects or retainers within this realm, or within any of the kinges dominions, at any tyme hereafter sue to the court of Rome, or the legat of Rome, or to any person, clergymen to have his authority by the same, for any licence, faculty, dispensation, or other thinge or thinges contrary to this acte, or put in execution, any licence, faculty or dispensation, or any other thinge or thinges hereafter to be obtained from Rome, or the legat of Rome, or from any clergymen authorized by the same, for any of the causes above mentioned in this acte, or for any other causes that may be granted by authority of this acte, or attempte to do any thinge or thinges contrary to this acte, or incurrings, allowes, aduocates, or obeys any manner of censures, excommunications, interdictions, or any other prices from Rome, of what name or nature so ever hit be, to the derogation or lette of the execution of this acte, or of any thinge or thinges to be done by virtue of the same acte: that then every suche person or persons so defaulting, offending, and defaulting therof convicted, theyr advours, counsaillours, and abettours shall incurre and come into the payne, loss, and penalty compulsion and specified in the acte of provision and promission made in the firste tyme of our moste noble progenytour kynge Richard the seconde, againste suche that sue to the court of Rome, againste our lordes and benefices aforesayd.

¶ Provided also, that the acte of any thinge therein contained, shall hereafter be taken or expounded to the derogation or takinge awaye of any grantees or confirmations of any liberties privileges, jurisdiction of any monasteries, abbeyes, priories, or other houses or places exempt, which heretofore the makinge of this acte, hath bene observed at the legat of Rome, or by authority thereof, but that every suche grante and confirmation shall be of the same value, force, and effect, as they were afore the makinge of this acte, and as if this acte had never bene made. ¶ Provided also, that the abbeyes, priories, and other chiefe rulers, and gouvernours of such monasteries, abbeyes, priories, and other houses and places exempt, shall not hereafter paye any penyten, portion, or other due to the legat of Rome, nor aduocet or accept any dispensation nor any confirmation from or by the legat of Rome, or by authority thereof, or for any person to be elected or promoted, to be heades of any suche monasteries, abbeyes, priories or places or houses exempt: nor shall make any corporall othe to the legat of Rome or to any other called the pope, upon the paynes limited in this acte: But that every suche dispensation and confirmation of suche heades or persons in any suche monasteries, abbeyes, priories, houses or places exempt, whom after theyr election they were bounden to obey and obeye any confirmation of theyr election, or of the person named, preferred or elected, shall be from henceforth had, made, and done within this realm, at and with, in every suche abbeyes, monasteries, priories, and other houses and places exempt by suche person and persons as shall be appointed by authority of the

any person committed from time to time, as the case shall require, and not by the Sheriff of Boston, by any other sheriff, any thing in this act or any other law to the contrary in this behalf made notwithstanding.

of suspended citizens, and of the members, officers, proxies, and
lessee's agents, who after election, proclamation, or nomination of the
winner, in the corporation to which he has, or they both have been in-
debted by reason of their privileges as they have concerning the same,
that in every such municipality, officers, proxies, and leased agents, they
shall not be bound to obey the laws of the corporation for the same
within this realm, by authority of this act, but by their privileges ther-
in, as they have done before the making of this act, and as they in this
act, even the privileges above referred, to the contrary thereof not-
withstanding.

by the said act, and be it enacted, that this act of our saying the thynge
 shoulde of wiche shoulde, as in the preamble therof mentioned, of wiche
 is not intended of wiche, nor shall be expounded so; and yet, that any dis-
 pensations, licences, or confirmations for marriage of persons of any the
 byrgen intouch, before the said act, shall be void, as any time before the .xii.
 daye of Marche, in the yere of our lord god .m. c. lxx. x. iij. shall be appoy-
 nted, as any lorde, baron, knight, or other, than the said, as the
 sayde, xii. daye of Marche. And that this act, of our saying the thynge
 consented, shall not intende to the derogation, appoynting, or abolition
 of any licences, dispensations, confirmations, faculties, or indulgences
 at anye time before the sayde xii. daye of Marche, in the yere of our lord
 god .m. c. lxx. x. iij. had or obtained at the shere of Rome, or by authority
 therof, to anye persons subjecte here in this realme; as in anye the byrgen
 dominions; as in anye the bishopps of the byrgen of Rome, Jerusalem
 in Englande; or anye commendation, or other, that of, or to, anye other
 cathedrall church, bishopps, monasteries, abbeyes, priories, colleges,
 conventuall churches, parochuall churches, chapells, fraternities, or
 churches of anye person or persons in this realme, or in anye other the byrgen
 dominions; but that everye such licence, dispensation, confirmation,
 facultye and indulgence, granted before the sayde xii. daye of Marche
 anye the subjects, as in the sayde bishopps of the byrgen of Rome, Jerusalem
 in Englande, and commendations and monasteries, as to anye
 other cathedrall church, bishopps, monasteries, abbeyes, priories, colleges,
 conventuall churches, parochuall churches, chapells, fraternities, or churches,
 or bishopps, or to anye person or persons, or anye other, in this re-
 alme, as in anye other the byrgen dominions, shall be of the same force,
 strength, value, and effect, and maye be used, as they were used in ex-
 ecution at all times hereafter by whome them, that were by, and have the same,
 as they might have done after the makinge of this act, as if of this
 act had never been had or made, any thing in the said act to the contrary
 herof notwithstanding.

HENRICI OCTAVI

Wherbynt alwayes, that suche licences, dispensations, confirmations, or faculties heretofore obteyned at the see of Rome, or by auctorite thereof, contrarie to the expresse prowysions of the lawes and statutes of this realme heretofore made, shall not at anye tyme hereafter be used or putte in execution in anye case, to the derogation or contrarie to the sayde lawes and statutes of this realme, and the prowysions of the same: Inpethynge in this pwyse to the contrary therof notwithstandinge.

And be it enacted by auctorite of this presente parliamente, that the kyng our soveraygne lord, by the aduise of his honourable counsaile shall haue power and auctorite from tyme to tyme, for the orderinge, redress, and reformation of all maner of Indulgences and ppylages therof within this realme, or within anye the kynges domynions heretofore obteyned at the see of Rome, or by auctorite thereof, and of the abuses of suche indulgences and ppylages therof, as shall seeme good holseme and reasonable for the honour of god and weale of his people: And that suche order and redress, as shall be taken by his highnes in that behalfe, shall be observed and strictly kepte vpon the paynes lympettyd in this acte for the offendynge of the contentes of the same.

In acte declarynge the establisshement of the successyon of the kynges mooste royal maiesty in the imperall crowne of this realme.

Capitulo. xxi.

Wherbynt mooste humble wysse shewen vnto your maiesty, your mooste humble and obedyente subiectes, the lordes spirituall and temporal, and the commons in this present parliamente assembled, that syns it is the naturall inclination of euery man gladly and wyllynge to prouyde for the surety of both his tyle and successyon, althoughe it touche his onely ppyuate cause: We therfore mooste rightfull and dyedfull soveraygne lord, rekeyn our selues muche more bounden to beseeche and instant your highnes, all thoughe we doubte not of your wysdom, and wysedome, myxed with a naturall affection to the same, for to se and prouyde for the persyte surety of bothe you and of your mooste lawfull successyon and heyres, vpon whiche dependeth all our tope and welthe: in whome also is dyned and knytte the onely mere trewe inheritance and tyle of this realme, withoute anye contradyction. Wherefore we your sayde mooste humble and obedyente subiectes, in this present parliamente assembled, callynge to our remembraunce the greute diuisions, which in tymes past haue bene in this realme by reason of seuerall tytes pretended to the imperall crowne of the same, which somtymes, and for the mooste parte ensued by occasion of ambiguyties and doubtes, then not so perfectly declared, but that men myghte vpon stowarde intentes expounde them to euery mans synnstre appetyte and affection, after theyr sence, contrary to the

eyght regalyte of the succession and posterite of the laful kynge and emperours of this realme: wherof hath insued greate effusion and destruction of mans bloude, as wel of a greate nombze of the nobles as of other the subiectes, and specially inheritors in the same. And the greatest occasion therof hath bene bycause no perfecte and substancyall pryncesse by lawe hath bene made within this realme of it selfe, when doubtes and questyons have bene moued and prynced of the cecyptye and legalte of the succession and posterite of the crowne. By reason wherof the byshop of Rome a sea apostolyke, contrarye to the greate and inuolable grauntes of iurisdictiones gyuen by god immediatly to emperours, kinges, and prynces in succession to theyr heyres, hath presumed in tymes paste to murdre, who shoulde please them to inherite in other menues kyngdomes and domynions: whiche thyngs we poure mooste humble subiectes, bothe spyrituall and tempoꝛall, do mooste abhorre and deteste. And sometymes other soyaꝛne prynces and potentates of sondꝛe degrees, myndyng rather dyscensyon and dyscorde to contynue in the realme to the bitter desolation therof, then charyte, equitye, oꝛ vnyte, haue many tymes supported wꝛonge cyeles, wherby they myghte the moze easlye and facily aspye to the superposyte of the same. The contynuaunce and sustentance wherof depeise consydered and pondꝛed, were to daungerous and peryllous to be suffered anye lenger within this realme, and so moche contrarye to the vnyte, peace, and tranquillyte of the same, beynge greatlye reprocheable and dyshonourable to the hole realme.

IN CONSIDERATION wherof poure sayde mooste humble and obedyent subiectes, the nobles and commons of this realme, callynge further to theyr remembraunce, that the good vnyte, peace, and welthe of this realme, and the succession of the subiectes of the same mooste specyallye and pryncypallye aboute all worldlye thynges, consydered and resteth in the certaynte and surete of the procreation, and posterite of poure hyghnes, in whose mooste copall person at this presente tyme is no matier of doubte noꝛ questyon, do therfoze mooste humblelye beseeche poure hyghnes, that it maye please poure maiestye, that it maye be enacted by poure hyghnes, with the assente of the lordes spyrituall and tempoꝛall, and the commons in this presente parlyament assembled, and by auctorite of the same, that the mariage heretofore solemnised bytwene poure hyghnes and the lady Catherine, beinge befoze lawfull wyfe to pryncce Arthure, poure elder brother, whiche by hym was carnallye knownen, as dothe duelye appere by sufficient pꝛoue in a lawfull pꝛocesse had and made befoze Thomas, by the sustentance of god now archbishoppe of Canturbury and Metropolitane and primate of all this realme shall be by auctorite of this present parlyament, byffinituely, clerely, and absolutely declared, deuied, and adiudged to be agaynst the lawes of almyghty god, and also accepted, repued, and taken of no valye ne effete: but utterly voyde and aduised: and the seperation therof made by the sayde archbishoppe shall be good and effectual to all intentes and purposes: anye lycence, dyspensacion, oꝛ anye other acte oꝛ actes goynge also;

HENRICI OCTAVI.

afore, or insynge the same, or to the contrarie therof, in anye wyse notwithstanding. And that euerye suche licence, dyspensation, acte or actes, thynge or thynges, heretofore had, made, done or to be done to the contrarie therof shall be voyde and of none effecte. And that the sayde ladye Catheryne shall be from henceforth called and reputed onelye dowager to prynce Actur, and not quene of this realme. And that the lawfull matrimony had & solemnized bytwene yourre hyghenes, and yourre mooste dere and entirelye beloved wyse quene Anne, shall be establisshed, and taken for vndoubtfull, true, syncrete and perfectie ever hereafter, accorpyng to the iuste iudgemente of the sayde Thomas archbishop of Canturbury, metropolitane and primate of all this realme, whose groundes of iudgemente haue bene confyrmed as wel by the holle clergie of this realme, in bothe the conuocations, and by bothe the vniuersities therof, as by the vniuersities of Bonony, Padua, Paris, Orlance, Colouise, Angiew, and dyuers others: And also by the pryuate wytynges of manye ryghte excellent well lerned menne. Whych groundes so confyrmed, and iudgemente of the sayde archbishoppe insynge the same, to gether with yourre matyage solemnized, bytwene yourre hyghenes, and yourre sayde lawfull wyse Quene Anne, we yourre sayde subiectes bothe spyrituall and temporell, doo purrue, playnelye, constantlye, and synnelye accepte, approue, and ratyfy for good and consonante to the lawes of almyghty god, withoute error or defaute: Whoste humblye beseechynge yourre maiestye that it may be so establisshed, for euer by your mooste gracious and royall assent.

And furthermoze syns manye inconueniences haue fallen as well within this realme as in others, by reason of matrynge within the degrees of matyage prohibite by goddes lawes, that is to saye, The sonne to marie the mother or the stepmother: The brother, the syster: The father his sonnes daughter, or his daughters daughter, or the sonne to marie the daughter of his father, procreate and borne by his stepmother: or the sonne to marie his aunte, beyng his fathers or mothers syster: or to marie his vnckles wyfe: or the father to marie his sonnes wyfe, or the brother to marie his brothers wyfe, or anye manne to marie his wifes daughter, or his wifes sonnes daughter, or his wifes daughters daughter, or his wifes syster. Whiche matryages all be it they be playnelye prohibite and detested by the lawes of god, yet neuerthelesse at sometymes they haue proceeded vnder colours of dyspensions by mannes power, whiche is but blaspemye, and of ryghte oughtenotto be graunted, admytted, ne allowed. For no man, of what estate, degre, or condition so euer he be, hath power to dispence with goddes lawes, as all the clergie of this realme in the sayd Conuocations, and the most part of all the famous vniuersities of Chyftendome, and we also do assente and thynke.

Be it therfore enacted by auctorite aforesayde, that no personne or personnes, subiectes or resyantes of this realme, or in anye yourre dominions, of what estate, degre, or dygnite so euer they be, shall from henceforth the marie

Within the sayde degrees afoze reherſed, what pꝛetence ſo euer ſhall be made to the contrary therof. And in caſe any perſon oꝝ perſonnes, of what eſtate, dignitee, degree, oꝝ condition ſo euer they be, haue bene heretofore marryed within this realme oꝝ in anye the kynges dominions, within anye the degrees aboue expreſſed, and by anye the archbiſhoppes, biſhoppes, oꝝ miniſters of the Church of Englande, be ſeparate frome the boundes of ſuche vnlawfull marriage, that then euer ſuche ſeparation ſhall be good, lawfull, ſpꝛme, and permannent ſo; euer: And not by anye power, auctoritee, oꝝ meanes to be removed oꝝ vndone hereafter.

And that the chylderne pꝛocedyng oꝝ pꝛocreate vnder ſuche vnlawfull marriage, ſhall not be lawfull ne legitimate: anye ſo; anye lawes, lycences, diſpenſations, oꝝ other thinge oꝝ thinges to the contrary therof notwithstandinge.

¶ And in caſe there be any perſon oꝝ perſons within this realme, oꝝ in anye the kynges dominions, alſo; marryed within anye the ſayde degrees aboue ſpecified, y not yet ſeparat from the boundes of ſuch vnlawfull marriage: that then euer ſuch pſon ſo vnlawfully marryed, ſhall be ſeparate by the diſſinitive ſentence and iudgements of the archbiſhops, biſhoppes, and other miniſters of the church of Englande, and in other your dominions within the lymettes of theyꝝ iurysdyctions and auctorities, and by none other power oꝝ auctoritee. And that all ſentences and iudgements, gꝛuen and to be gꝛuen by anye archbiſhoppe, biſhop, oꝝ other miniſter of the church of Englande, oꝝ in other the kynges dominions, within the lymettes of theyꝝ iurysdyction and auctoritee, ſhall be diſſinitive, firme, good, and effectuell to all ſentences, and be obſerued and obeyed without ſpyng any pꝛouocations, appelles, prohibitions, oꝝ other pꝛocelle frome the court of Rome, to the derogation therof, oꝝ contrary to the acte made ſyns the begynnynge of this pꝛeſent parliament ſo; restraint of ſuch pꝛouocations, appelles, prohibitions, and other pꝛocelles.

¶ AND alſo be it enacted by auctoritee afozeſayde, that all the iſſue hadde and pꝛocreate, oꝝ hereafter to be had and pꝛocreate by twene your highnes, and your ſayde moſte dere and emperly beloved wyfe Queene Anne, ſhall be your lawfull chylderne, and be inheritable and inherite accordynge to the courſe of inheritance and lawes of this realme, the emperyall crowne of the ſame, with all dignities, honours, pꝛeeminences, pꝛerogatives, auctorities, and iurysdyctions to the ſame annexed oꝝ belongynge, in as large and ample maner, as your highnes at this pꝛeſente tyme hath the ſame, as kyng of this realme, the inheritance therof to be a remayne to your ſayd chyldren a right being, in maner and ſo; as hereafter ſhall be declared. That is to ſay, ſyns the ſayde imperial crowne, and other the pꝛemyſſes, ſhall be to your maieſtie, and to your heyres of your body lawfully begotten, that is to ſay, to the ſynſle ſonne of your body betwene your highnes, and your ſayde lawfull wyfe Queene Anne begotten, and to the heyres of the bodye of the ſame ſynſle ſonne lawfully begotten. And ſo; defaulte of ſuche heyres, then to the

ſeconde

HENRICI OCTAVI

seconde sonne of your bodye, and of the bodye of the sayde Quene Anne, be-
 gotten, and to the heyres of the bodye of the sayde seconde sonne lawfully be-
 gotten. And so to euery sonne of your bodye, and of the bodye of the sayde
 Quene Anne begotten, and to the heyres of the bodye of euery suche sonne
 begotten, accordyng to the course of inheritaunce in that behalfe. And yf
 it shall happen your sayde deere and entirely beloved wyfe Quene Anne to
 deceasse withoute yssue male of the bodye of your highnes to be gotten (which
 god defende) then the same imperyall crowne, and all other the p[re]misses to
 be to your maiestie, as is aforesayd, and to the son and heire male of your bo-
 dy lawfully begotten, and to the heyres of the bodye of the same sonne and
 heire male lawfully begotten. And so; defaulte of such issue, then to your secōde
 sonne of your body lawfully begotten, & to the heyres of the bodye of the same
 seconde sonne lawfully begotten; And so from sonne and heire male, to sonne
 and heire male, and to the heyres of the seuerall bodyes of euery suche sonne
 and heire male to be gotten, accordyng to the course of inheritaunce, in like
 maner and fourme as is aboue sayde. And so; defaulte of suche sonnes of
 your body begotten, and of the heyres of the seuerall bodyes of euery suche
 sonne lawfully begotten, that then the sayde imperyall crowne, and other
 the p[re]misses shall be to the yssue female betwene your maiestie and your
 sayde moste deere and entirely beloved wyfe Quene Anne begotten. That is
 to saye. Fyrst to the eldest yssue female, which is the ladye Elisabeth now
 pryncesse, and to the heire of hyr body lawfully be begotten; And so; defaulte
 of suche yssue, then to the seconde yssue female, and to the heyres of her bo-
 dy lawfully begotten; And so from yssue female to yssue female, and to their
 heyres of theyr bodyes one after another, by course of inheritaunce, accor-
 dyng to theyr ages, as the crowne of Englande hath bene accustomed and
 ought to go in cases when there be heyres females to the same. And so; de-
 faulte of suche yssue: then the sayde imperyall crowne, and all other the p[re]-
 misses, shall be in the ryght heyres of your highnes so; ever.
 And be it further enacted by statute aforesayde, that on this fyfthe daye the
 fyfthe daye of Maye next commynge, proclamations shall be made in all
 cyties within this realme of the tenours and contentes of this acte. And yf
 any person or persones, of what estate, dignitee, or condicion so ever they
 be, subiecte or resaunter within this realme, or elles where, within anye the
 kynges domynions after the sayde fyfthe daye of Maye, by wytyng or im-
 p[re]sumptiue, or by anye extorio acte or dede, malyciously procure or doo, or
 cause to be procured or done anye thyng or thynges to the perill of your most
 ryall person, or malyciously geue occasion by wytyng or p[re]sumptiue, dede or acte,
 whereby your highnes myghte be dyschaunted or interrupted of the crowne
 of this realme: or by wytyng, p[re]sumptiue, dede, or acte, procure or doo, or cause
 to be procured or done anye thyng or thynges to the p[re]iudice, sleaunter,
 dyschaunte, or derogation of the sayde lawfull matrimonie solemnised
 betwene your maiestie and the sayde quene Anne; or to the perill, sleaunter,
 or dyschaunte of anye the yssues and heyres of your highnes, beyng limited
 by this

by this acte to inheryte and to be inherytable to the crowne of this realme, in suche forme as is afore sayde: wherby anye suche yssues or heyres of your hyghnes myghte be dysstroyed, dysbarred, or interrupted in body or tytle of inheritaunce to the Crowne of this realme as to them is lympettyed in this acte, in forme aboue reherced: that then euerye suche personne and personnes, of what estate, degree, or condycion they be of, subiecte or resident within this realme, and they; aydours, counsaillours, mainteynours, and abettours, and euerye of them, for euerye suche offence shalbe adyudged high traytours, and euerye suche offender shal be adyudged high treason, and the offendours and they; aydours, counsaillours, mainteynours, and abettours, and euerye of them beynge lawfullye conuictes of suche offence by presentment, decepte, confession, or p[ro]cess, accordyng to the customes and lawes of this realme, shal suffer paynes of deathe, as in cases of hyghe treason. And that also euerye such offendour, beynge conuict, as is afore sayde, shal lose and forsaite to your hyghnes and to your heyres bynges of this realme, all suche manoures, landes, tenementes, rentes annuities, and heredytamentes, whiche they had in possession, as owners, or were sole leased of, by or in anye tyghte, tytle, or meanes, or anye other person or persones had to they; vse of anye estate of inheritaunce, at the daye of suche treasons and offences by them committed and don. And shal also lose and forsaite to your hyghnes, and to your sayde heyres, as well all maner suche estates of freholde and interestis for yeres of landes and tenements, as all they; goodes cattalles, and debtes, whiche they had at the tyme of conuycion or attayndyng of anye suche offence. Wherbyng alwayes to euerye person and personnes, and bodys polityke, to they; heyres, assignes, & successours, and euerye of them other then suche persons as shal be so conuict, and they; heyres and successours, & al other clamyng to they; vses, al suche tyghte, tytle, vse, interest, possession, condycion, rentes, fees, offices, annuities, and communies, whiche they or anye of them shal happen to haue, in, to, or vpon anye suche manoures, landes, tenementes, rentes, annuities, or heredytamentes, that shal so happen to be lost and forsaite by treason of attayndyng, for anye the treasons and offences aboue reherced, at any tyme before the sayd treasons and offences committed.

AND be it further enacted by auctorite afore sayde, that if anye persons or persons, after the sayde fyfthe daye of Maye, by anye wordes without wytyng, or anye exteriour dede or acte maliciously and obdynamely publyshe, diuulge or utter anye thyng or thynges to the perill of your hyghnes, or to the slander or prejudice of the sayde matrimonye, solempnyed bytwene your hyghnes and the sayde quene Anne: or to the slander or dysherison of the yssue and heyres of your bodys begotten, and to be gotten of the sayde quene Anne, or anye other your lawfull heyres, whiche shalbe inherytable to the crowne of this realme, as is afore lympettyed by this acte: that then euerye suche offence shal be taken and adyudged for myspryson of treason. And that euerye personne and personnes, of what estate, degree, or condycion so ever they

HENRICI OCTAVI

they be subiecte or resident within this realme, or in anye the kynges domynions so doyng and offendynge, and beyng hereof lawfullie conuicted by presentement, verdict, processe, or confession, shall suffre imprisonment of theyr bodies at the kynges will, and shall lose as welles all theyr goodes, catalles, and debtes, as also suche interestes, and estates of freholde, or for yeres, whiche anye suche offendours shall haue of or in anye landes, rentes, or hereditamentes, what soeuer at the tyme of conuiction and atteyndinge of suche offence.

And be it also enacted by auctorite aforesayde, that no personne nor persons offendynge in anye the treasons or mysprysons conteyned and lymitted by this acte, shall in anye wyse haue or inioyne the pryuylege or immunity of anye maner of sanctuaryes within this realme, or els where within anye the kynges domynions, but shall utterly lose and be excluded of the same: anye use, custome, graunte, prescription, confirmation, or anye other thing or thinges, to the contrary therof in any wyse notwithstanding.

And be it also enacted by auctorite aforesayde, that if your maiestie shoulde happen to dysceasse befoze anye suche your issue and heyre male, whiche shoulde inherite the crowne of this realme, shall be of his age of xiii. yeres, or befoze such your issue a heire female, whiche shoulde inherite the crowne of this realme, shall be maried, or be of the age of xvi. yeres (whiche almyghty god defende) that then your sayd issue a heire male to the crowne, so beyng within the sayde age of xiii. yeres, or your sayde issue and heyre female to the crowne, beyng unmarried, or within the sayde age of xvi. yeres, shalbe and remaine, vnto suche tyme as suche issues and heyres shal come to theyr sayde seuerall ages afoze lymitted, at and in the gouernance of theyr naturall mother, the kyng with suche others counsailours of your realme as your maiestie in your lyfe tyme shall depute and assygne by your will, or otherwyse for the same, without contradiction of any person or persons to the contrary thereof. And if anye personne or personnes by wypryng or extorcion debe or acte, procure or doo, or cause to be procured or done anye thinge or thinges to the lette or dysurbaunce of the same: that then euerye suche offence shall be hygh treason, and the offendoure, beyng therof conuicted, shall suffre suche paynes of deathe, and losses of inherytance, freholdes, interestes for yeres, goodes, catalles, and debtes in suche maner and fourme as is aboue specyfied in cases of treason afoze mencioned.

And for the moze sure establishment of the succession of your most royalle maiestie, accordynge to the tenoure and fourme of this acte: Be it further enacted by auctorite aforesayde, that as well all the nobles of your realme sperrytuall and temporall, as all other your subiectes nowe lyuynge and beyng, or that hereafter shalbe at theyr full ages, by the commaundement of your maiestie, or of your heyres, at all tymes hereafter from tyme to tyme, when it shall please your hyghnes, or your heyres to appoynte, shall make a coppyal othe in the presence of your hyghnes, or your heyres: or befoze such the other, as your maiestie or your heyres will depute for the same, that they

they shall trewly, firmly, and constantly without fraude or gyle observe, fulfill, mainteyne, defende and kepe, to theyr cunnyng, wyte, and better moode of theyr powers, the hole effectes and contentes of this present acte. And that all maner yourte subiectes, as wellespyrituelle as temporel, styng lyveray, constitutionis, or othe le mayne out of the handes of your highnes, or of your heyses, or bynyng any fealtye to your highnes, or to your heyses, by reason of tennure of theyr landes, shall swere a lyke corporall othe, that they and euerye of theym, without fraude or gyle, to theyr cunnyng, wyte, and bettermoode of theyr powers, shall trewly, firmly, and constantly observe, fulfill, mainteyne, defende, and kepe the effectes and contentes conteyned and specyfyed in this acte, or in anye parte thereof. And that they nor any of theym shall hereafter haue anye lyverayes, othe le mayne, or restitution out of your handes, nor out of the handes of your heyses, tyll they haue made the sayde corporall othe, in fourme aboue reherced. And if any person or persons, beyng commaunded by auctorite of this acte, to make the sayd othe as aforesayd, obstynately refuse that to do in contempt of this acte: that then euerye suche person (so bynyng) to be taken and accepted for offendour in mispryson of hygh treason. And that euerye suche refusal shall be demed and adyudged mispryson of hygh treason, and the offendour therein to suffer suche pynes and imprisonmente, losses, and forfaytures, and also lose pryvileges of sanctuaryes, in lyke maner and forme as is aboue mencioned for the misprysones of treasons as aforesayd by this acte. And wherby allwayes, that the article in this acte conteyned, concernyng prohibitions of marriages within the degrees as aforesayd mencioned in this acte, shall allwayes be taken, interpreted, and expounded of suche marriages, where marriages were solemnysed, and carnall knowlege was had.

SO GOD SAVE THE KYNG



1 leaf gone